

JOURNAL OF THE SENATE

Thursday, May 21, 1970

The Senate was called to order by the President at 9:00 a.m.
A quorum present—48:

Mr. President	Deeb	Karl	Scarborough
Askew	de la Parte	Knopke	Shevin
Bafalis	Ducker	Lane	Slade
Barron	Fincher	McClain	Stolzenburg
Barrow	Friday	Myers	Stone
Beaufort	Gong	Ott	Thomas
Bell	Gunter	Plante	Trask
Bishop	Haverfield	Pope	Weber
Boyd	Henderson	Poston	Weissenborn
Broxson	Hollahan	Reuter	Williams
Chiles	Horne	Saunders	Wilson
Daniel	Johnson	Sayler	Young

Prayer by Senator Gong:

Father, we need you. Help us to *feel* the pain of others.
To *reject* hate. To *know* humility. To *strive* even after
failure. To *love* not only ourselves. To *serve* dear Florida.
To *honor* our beloved America. To *know* thee better.
Amen.

The Journal of May 20 was corrected and approved.

REPORTS OF COMMITTEES

The Committee on Rules and Calendar submits the following
bills for Special Order Calendar Thursday, May 21, 1970:

SB 591	HB 1136	SB 522
SB 438	HB 1142	CS for CS for HB 634
SB 446	SB 483	SB 481
SB 563	SB 482	SB 755
SB 1395	SB 437	SB 579
SB 1028	SB 518	SB 322
SB 1117	SB 271	HB 1271
SB 1364	SM 1413	SB 1186
SB 457	SB 1090	SB 1370
SB 447	SB 1232	SJR 435

The Committee on Rules and Calendar referred the following
bills to the Local Calendar: House Bills 4533, 4692, 4691,
4690, 4768, 4767, 4652, 4648 with one amendment, 4641,
4639, 4638, 5103, 5102, 5101, 5061, 5060, 5057, 5056, 5055,
5053, 4536, 4534, 4532, 4529, 4528, 4518, 4514, 4488, 4487,
4475, 4438, 4239, 5118, 4377, 4374, 4236, 5105, 5106, 4411,
5066, 5054, 3714, 5152, 5148, 5147, 5146, 5145, 5133, 5124,
5123, 5122, 5119, 5115, 5116, 5113, 5104, 5100, 5098, 5095,
5094, 5080, 5070, 5069, 5047, 5044, 4634, 4694, 5073, 5072,
5087, 5162, 5163, 5167, 5170, 5171, 5172, 5173, 5174, 5175,
5179, 5180; Senate Bills 1498, 1502, 1503, 1507, 1508 and
1522.

The Committee on Rules and Calendar requests that HB 4434
be referred to the Committee on Judiciary as the initial
committee of reference and that the Committee on Rules and
Calendar be the second committee of reference.

The bill was referred to the Committee on Judiciary as the
first committee of reference.

The Committee on Commerce and Licensed Businesses recom-
mends the following pass:

SB 1044 with 3 amendments	SB 1347
SB 1212	HB 1198
SB 1223	HB 1466
SB 1321 with 3 amendments	SB 1233

The bills were placed on the Calendar.

The Committee on Commerce and Licensed Businesses recom-
mends the following pass: SB 1480

The bill was referred to the Local Calendar.

The Committee on Commerce and Licensed Businesses recom-
mends the following pass: Senate Bills 1308, 1132 and 1319

The bills were referred to the Committee on Ways and Means
under the original reference.

The Committee on Health, Welfare, and Institutions recom-
mends the following pass: SB 1401 with 1 amendment

The bill was referred to the Committee on Education under
the original reference.

The Committee on Commerce and Licensed Businesses recom-
mends the following pass:

SB 1330 with 1 amendment SB 1333 SB 1233

The bills were referred to the Committee on Governmental
Organization under the original reference.

The Committee on Commerce and Licensed Businesses recom-
mends the following not pass: Senate Bills 1234 and 1438.

The bills were laid on the table.

BILLS REFERRED TO SUBCOMMITTEES

SB 1263, House Bills 3733 and 4120 withdrawn from
Taxation Subcommittee

ENGROSSING REPORTS

Your Engrossing Clerk to whom was referred—

CS for SB 170 with 6 amendments

—reports that the House amendments have been incorporated
and the bill is returned herewith.

EDWIN G. FRASER
Secretary of the Senate

The bill was ordered enrolled.

Your Engrossing Clerk to whom was referred—

SB 461 with 4 amendments	SB 975 with 3 amendments
SB 601 with 2 amendments	SB 1110 with 1 amendment
SB 603 with 1 amendment	SB 1111 with 1 amendment
SB 670 with 1 amendment	SB 1372 with 1 amendment
SB 802 with 8 amendments	SB 1467 with 12 amendments
SB 843 with 1 amendment	CS for SB 393 with 4 amendments

—reports that the Senate amendments have been incorporated
and the bills are returned herewith.

EDWIN G. FRASER
Secretary of the Senate

The bills were certified to the House.

Your Engrossing Clerk to whom was referred—

SJR 304 with 2 amendments

—reports that the Senate amendments have been incorporated
and the resolution is returned herewith.

EDWIN G. FRASER
Secretary of the Senate

The resolution was placed on calendar pending roll call.

ENROLLING REPORTS

Your Enrolling Clerk to whom was referred—

SB 112	SB 682
SB 148	SB 685
SB 180	SB 829
SB 181	SB 830
SB 183	SCR 774
SB 184	SCR 1205
SB 553	CS for SB 194
SB 677	

—reports same have been enrolled, signed by the required
Constitutional officers and presented to the Governor on May 21,
1970.

EDWIN G. FRASER
Secretary of the Senate

INTRODUCTION

By the Committee on Ways and Means—

SB 1530—A bill to be entitled An act making appropriations; providing moneys for the annual period beginning July 1, 1970, and ending June 30, 1971, to pay salaries, other expenses, capital outlay—buildings and improvements, and for other specified purposes of the various agencies of state government; providing an effective date.

Was read the first time by title. On motion by Senator Chiles, the rules were waived and the bill was placed on the Calendar.

By Senator Scarborough—

SB 1531—A bill to be entitled An act relating to alcoholic beverage licenses in the City of Fernandina Beach, Nassau County; providing for issuance of special licenses for hotels under the general provisions of section 561.34, Florida Statutes, and subject to the general provisions of section 561.20(2), Florida Statutes; providing for issuance to hotels in said city having not less than thirty (30) units and having restaurants under the same roof with areas of not less than five thousand (5,000) square feet of floor space and seating for not less than two hundred (200) patrons; prohibiting the sale of package goods for consumption on or off premises; providing for serving beverage only with meals; prohibiting removal of license to new location; providing for issuance of license to owner of hotel-restaurant only or to lessor of same; providing that the state beverage department shall administer the issuance and regulation of such special licenses; providing an effective date.

Evidence of notice and publication was established by the Senate as to SB 1531.

Was read the first time by title and referred to the Committee on Rules and Calendar.

By Senators Reuter and Johnson—

SB 1532—A bill to be entitled An act amending Section 2 of Chapter 29341 Laws of Florida, 1953.

Evidence of notice and publication was established by the Senate as to SB 1532.

Was read the first time by title and referred to the Committee on Rules and Calendar.

By Senators Johnson and Reuter—

SB 1533—A bill to be entitled An act relating to the City of Rockledge, Brevard County, Florida, amending Article II, Chapter 11094, Special Laws of Florida, Acts of 1925, to include an additional section designated Section 2 granting said municipality power to extend its municipal corporate limits by annexation under certain conditions; prescribing procedures for said municipality to extend its corporate limits hereunder; repealing Chapter Laws of Florida, 1967, and all other laws or parts of laws in conflict herewith; and providing for an effective date hereof.

Evidence of notice and publication was established by the Senate as to SB 1533.

Was read the first time by title and referred to the Committee on Rules and Calendar.

By Senator Hollahan—

SB 1535—A bill to be entitled An act relating to alcoholic beverage licenses in any county having a population in excess of four hundred thousand (400,000), according to the latest official decennial census; amending Chapter 69-678, Laws of Florida, to provide for additional beverage licenses, providing an effective date.

Was read the first time by title and referred to the Committee on Rules and Calendar.

By Senator Hollahan—

SB 1536—A bill to be entitled An act relating to alcoholic beverage licenses in counties of the state having a population of more than four hundred thousand (400,000) but less than nine

hundred thousand (900,000) according to the latest official decennial census; amending Chapter 69-679, Laws of Florida, to provide for the repeal of Senate Bill 1535 1970, insofar as it may relate to the aforesaid population bracket; providing an effective date.

Was read the first time by title and referred to the Committee on Rules and Calendar.

By Senators Sayler, Deeb and Wilson—

SB 1537—A bill to be entitled An act relating to Pasco County; providing for the establishment of a sewer authority to study and determine the feasibility of providing sewer service to the county as a single unit; providing for development of a workable plan of sewer service on a county-wide basis that would be fair and equitable to all users of said system; providing that the authority may draft a plan or plans for any solution of problems disclosed as a result of such study and submit the same to the members of the Pasco County Senate Delegation and members of the Pasco County House Delegation; providing for periodic reports and for a final report; providing for appointment of the members of the authority; providing for appointment in event of a vacancy; providing for the organization and term of said authority; prescribing its duties and powers; directing the board of county commissioners to provide certain services for the use of the authority; providing an effective date.

Evidence of notice and publication was established by the Senate as to SB 1537.

Was read the first time by title and referred to the Committee on Rules and Calendar.

By Senators Scarborough, Pope, Mathews and Beaufort—

SB 1538—A bill to be entitled An act amending Chapter 63-1447, Laws of Florida, relating to the Jacksonville Port Authority; providing the Mayor of Jacksonville a third appointment to the seven member Authority; providing for the staggering of terms of Members of the Authority, and for appointments to the Authority alternately by the Mayor and the Governor; and otherwise re-enacting and paragraphing said Section 1 of Chapter 63-1447, Laws of Florida, as amended; providing an effective date.

Evidence of notice and publication was established by the Senate as to SB 1538.

Was read the first time by title and referred to the Committee on Rules and Calendar.

By Senators Scarborough, Pope, Mathews, Beaufort and Slade—

SB 1539—A bill to be entitled An act amending the charter of Jacksonville, chapter 67-1320, Laws of Florida, adding section 17.601 providing for the automatic suspension of officers and employees of the consolidated government upon indictment or prosecution for crimes other than misdemeanors; providing for the temporary appointment of persons to exercise duties of officers or employees so suspended; providing for the exercise of the mayor's duties upon his suspension; adding an additional section 17.062 to provide the method of filling vacancies in the office of sheriff, supervisor of elections, tax assessor, and tax collector; providing for interim officials during the period between a vacancy in that office which occurs more than two (2) years prior to the next general consolidated government election or election for state and county officials and a special election in which the vacancy is filled; providing an effective date.

Evidence of notice and publication was established by the Senate as to SB 1539.

Was read the first time by title and referred to the Committee on Rules and Calendar.

By Senators Scarborough, Pope, Beaufort and Slade—

SB 1540—A bill to be entitled An act relating to Chapter 63-1447, Laws of Florida, as amended by Chapter 67-1542, Laws of Florida, relating to the Jacksonville Port Authority; requiring the Jacksonville Port Authority to determine the amount of, and to pay Terminal Leave Pay Benefits to Raymond W. Gage; providing an effective date.

Evidence of notice and publication was established by the Senate as to SB 1540.

Was read the first time by title and referred to the Committee on Rules and Calendar.

By Senators Barron, Barrow, Horne, Karl and Johnson—

SCR 1541—A Concurrent Resolution in commendation of Rutherford High School in Panama City, Florida.

WHEREAS, by reason of the exceptionally altruistic efforts of the student body of Rutherford High School in Panama City has established a phenomenal record in the matter of educational programs and fund raising activities tending toward the curtailment and elimination of the steadily increasing toll that the dread disease of cancer takes of American lives each year, and

WHEREAS, during the past seven years Rutherford High School has set for itself a higher monetary goal each year and has consistently exceeded each yearly goal, and

WHEREAS, by dint of placing window displays, conducting skits, distributing literature furnished by the American Cancer Society and giving unstintingly of time and talent, Rutherford High School has sought to permeate the consciousness of all available persons as to the necessity for eliminating this dread disease, and

WHEREAS, so forcefully and persistently has the program been pursued by the courageous body of this High School that Rutherford has maintained the number one record of all high schools in the United States in this field for each of the past seven years, and

WHEREAS, in recognition of this unusual achievement, Rutherford High School has received the national award in 1970 for its outstanding work in the program of cancer education and fund raising, and

WHEREAS, we would add our recognition and expression of gratitude for this most worthwhile endeavor in behalf of mankind's health, happiness and longevity, NOW, THEREFORE

Be It Resolved by the Senate of the State of Florida, the House of Representatives Concurring:

That this concurrent Resolution be recorded upon the pages of the Journals of the Florida Senate and the House of Representatives in

COMMENDATION of

THE FACULTY AND STUDENT BODY OF RUTHERFORD HIGH SCHOOL—for their philanthropic and untiring efforts to the end that the malady of cancer, which has robbed the world of so many of its citizens and brought so much heartache and suffering to the populace in general, be forever conquered and eradicated and that the peoples of the earth be freed of the scourge of cancer.

Be It Further Resolved that a copy of this Concurrent Resolution, duly attested by the President and the Secretary of the Senate and the Speaker and the Clerk of the House of Representatives, under the great Seal of the State of Florida, be presented to the faculty and student body of Rutherford High School together with the thanks of the membership of these respective Bodies for their heroic efforts in behalf of suffering mankind.

Was read the first time in full and placed on the Calendar.

On motion by Senator Barron, the rules were waived and SCR 1541 was read the second time by title, adopted and certified to the House. The vote was: Yeas—33 Nays—None

Mr. President	Deeb	Knopke	Stolzenburg
Barron	Ducker	Lane	Thomas
Barrow	Friday	McClain	Trask
Beaufort	Gong	Plante	Williams
Bell	Haverfield	Poston	Wilson
Bishop	Henderson	Saunders	Young
Boyd	Hollahan	Sayler	
Broxson	Johnson	Scarborough	
Chiles	Karl	Shevin	

MOTIONS RELATING TO COMMITTEE REFERENCE

On motion by Senator Stone, Rule 2.5 was waived and the Committee on Ways and Means was granted permission to consider House Bills 4120, 4687 and 3733 at the scheduled meeting this day.

On motion by Senator Friday, by two-thirds vote, House Bills 4652 and 4532 were removed from the Local Calendar and recommitted to the Committee on Rules and Calendar.

Senator Thomas moved that SB 613 be removed from the table, the report of the Committee on Ethics to the contrary notwithstanding. The motion failed and the vote was:

Yeas—20

Askew	Ducker	Karl	Shevin
Bafalis	Gong	Knopke	Stone
Beaufort	Gunter	Poston	Thomas
Boyd	Haverfield	Saunders	Weissenborn
de la Parte	Hollahan	Sayler	Wilson

Nays—22

Mr. President	Deeb	Plante	Trask
Barron	Friday	Pope	Weber
Barrow	Henderson	Reuter	Williams
Bell	Johnson	Scarborough	Young
Bishop	Lane	Slade	
Broxson	McClain	Stolzenburg	

On motion by Senator Askew, by two-thirds vote, HJR 792 was withdrawn from the Committee on Constitutional Amendments and Revision and placed at the foot of the Special Order Calendar.

On motions by Senator Stone, by two-thirds vote, SB 851 and HB 1411 were withdrawn from the Committee on Ways and Means.

On motion by Senator de la Parte, Rule 2.5 was waived and the Committee on Health, Welfare, and Institutions was granted permission to consider SB 196 at the scheduled meeting on May 22.

On motion by Senator Horne, Rule 2.5 was waived and the Committee on Judiciary was granted permission to consider House Bills 3266, 3947, 3962, 4007, 4471 and 4472 at the scheduled meeting on May 22.

On motion by Senator Stone, Rule 2.5 was waived and the Committee on Ways and Means was granted permission to consider the committee substitute for Senate Bills 246 and 296, as recommended by the Committee on Health, Welfare, and Institutions, at the scheduled meeting this day.

MESSAGES FROM THE GOVERNOR

The Governor advised that on May 20 he had transmitted to the Office of Secretary of State SCR 1305.

The Governor advised that on May 21 he had transmitted to the Office of the Secretary of State SCR 64 and SM 230.

The Governor advised that on May 21 he had transmitted to the Office of Secretary of State Senate Bills 345, 136, 235, 413, 540, 544 and 564 which will become law without his approval.

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

*The Honorable John E. Mathews, Jr.,
President of the Senate*

May 20, 1970

Sir:

I am directed to inform the Senate that the House of Representatives has receded from House amendment and has passed by the required Constitutional three-fifths vote of the Membership SJR 171.

Respectfully,
ALLEN MORRIS
Clerk, House of Representatives

*The Honorable John E. Mathews, Jr.,
President of the Senate*

May 20, 1970

Sir:

I am directed to inform the Senate that the House of Representatives has adopted SCR 1371, SCR 732, SM 880, SCR 1139.

*Respectfully,
ALLEN MORRIS
Clerk, House of Representatives*

The bills, contained in the above messages, were ordered enrolled.

*The Honorable John E. Mathews, Jr.,
President of the Senate*

May 20, 1970

Sir:

I am directed to inform the Senate that the House of Representatives has adopted—

By Representative Lewis—

HM 4822—A memorial to the congress of the United States to enact the Equal Rights Amendment.

—and requests the concurrence of the Senate therein.

*Respectfully,
ALLEN MORRIS
Clerk, House of Representatives*

HM 4822, contained in the above message, was read the first time in full. On motion by Senator Friday, the rules were waived and the bill was placed on the Calendar.

*The Honorable John E. Mathews, Jr.,
President of the Senate*

May 20, 1970

Sir:

I am directed to inform the Senate that the House of Representatives has passed—

By Representative Harris and others—

HB 4030—A bill to be entitled An act amending Section 193.65, Florida Statutes to require the county commissioners to pay the commissions to the tax assessor and the tax collector on all non-voted school millage; providing an effective date.

—and requests the concurrence of the Senate therein.

*Respectfully,
ALLEN MORRIS
Clerk, House of Representatives*

HB 4030, contained in the above message, was read the first time by title and referred to the Committee on Ways and Means.

*The Honorable John E. Mathews, Jr.,
President of the Senate*

May 20, 1970

Sir:

I am directed to inform the Senate that the House of Representatives has passed as amended—

By the Committee on Insurance—

HB 5164—A bill to be entitled An act relating to investments of domestic insurers; amending section 625.0102(1), Florida Statutes, to permit acquisition of a security or investment entitled to receive dividends if and when declared and paid; amending section 625.0104(2)(a), Florida Statutes, to permit investment in corporate stocks to a total of fifteen percent of insurers admitted assets, not more than ten percent of which

may be in common stocks and to provide a method of valuation thereof; incorporating paragraph (b) in paragraph (a) of section 625.0104(2) and designating paragraph (c) as paragraph (b); amending section 625.0121, Florida Statutes, to permit investment in collateral loans with a maturity not in excess of twelve years and prohibiting renewal beyond a period of twelve years from the date of the loan; amending section 625.0123, Florida Statutes, to permit investment in common or preferred stock of corporations of foreign countries if such stock is listed and traded on a national securities exchange in the United States or approved by the commissioner; amending section 625.0124, Florida Statutes, by substantial rewording to allow investment in certain subsidiaries and related corporations; providing an effective date.

—and requests the concurrence of the Senate therein.

*Respectfully,
ALLEN MORRIS
Clerk, House of Representatives*

HB 5164, contained in the above message, was read the first time by title. On motion by Senator Friday, the rules were waived and the bill was placed on the Calendar.

*The Honorable John E. Mathews, Jr.,
President of the Senate*

May 20, 1970

Sir:

I am directed to inform the Senate that the House of Representatives has passed with amendments—

By Senator Friday—

SB 30—A bill to be entitled An act relating to aggravated battery; amending chapter 784, Florida Statutes, by adding section 784.07; providing that any person who commits a battery with intent to inflict great bodily harm, disability or disfigurement is guilty of aggravated battery; providing a penalty; providing an effective date.

Amendment 1—

On page 1, line 14, strike all after the enacting clause and insert the following:

Section 1. Section 784.02, Florida Statutes, is amended to read:

784.02 Punishment of assault.—Whoever commits a bare assault [shall] *is guilty of a misdemeanor and, upon conviction, shall be punished by a fine not exceeding [one hundred dollars] one thousand dollars (\$1,000) or by imprisonment in the county jail for not more than one (1) year or by both such fine and imprisonment.*

Section 2. Section 784.03, Florida Statutes, is amended to read:

784.03 Punishment of assault and battery.—Whoever commits assault and battery [shall] *is guilty of a misdemeanor and, upon conviction, shall be punished by imprisonment not exceeding [six months] one (1) year in the county jail, or by fine not exceeding [five hundred dollars] one thousand dollars (\$1,000).*

Section 3. This act shall take effect January 1, 1971.

Amendment 2—

In title on page 1, line 3, strike the title and insert the following:

A bill to be entitled An act relating to assault and assault and battery; amending sections 784.02 and 784.03, Florida Statutes, increasing the criminal penalty for assault and for assault and battery; providing an effective date.

—and requests the concurrence of the Senate therein.

*Respectfully,
ALLEN MORRIS
Clerk, House of Representatives*

On motions by Senator Friday, the Senate concurred in House amendments 1 and 2 to SB 30.

SB 30 passed as amended, was ordered engrossed and the action of the Senate was certified to the House. The vote was: Yeas—38 Nays—None

Mr. President	de la Parte	Karl	Stone
Askew	Ducker	Knopke	Thomas
Bafalis	Friday	McClain	Trask
Barron	Gong	Ott	Weber
Barrow	Gunter	Pope	Weissenborn
Bell	Haverfield	Poston	Williams
Bishop	Henderson	Reuter	Wilson
Broxson	Hollahan	Scarborough	Young
Chiles	Horne	Shevin	
Daniel	Johnson	Stolzenburg	

The Honorable John E. Mathews, Jr.
President of the Senate

May 20, 1970

Sir:

I am directed to inform the Senate that the House of Representatives has passed with amendments—

By the Committee on Health, Welfare and Institutions—

CS for SB 407—A bill to be entitled An act relating to sanitary sewage disposal units; requiring that future construction of ocean outfalls and disposal wells for sanitary sewage disposal provide for secondary waste treatment and in addition thereto, advanced waste treatment as deemed necessary by the department of air and water pollution control; requiring existing ocean outfalls and disposal wells for sanitary sewage disposal to provide for secondary waste treatment and in addition thereto, advanced waste treatment as deemed necessary by the department of air and water pollution control, by January 3, 1974; providing a penalty; providing an effective date.

Amendment 1—

On page 1, line 27, strike "future"

Amendment 2—

On page 2, line 1, following the word "necessary" insert the following: and ordered

Amendment 3—

Page 2, line 8, following the word "necessary" insert the following: and ordered

Amendment 4—

In Title, on page 1, line 5, strike "future"

Amendment 5—

In Title, on page 1, line 11, following the word "necessary" insert the following: and ordered

Amendment 6—

In Title, on page 1, line 18, following the word "necessary" insert the following: and ordered

—and requests the concurrence of the Senate therein.

Respectfully,
ALLEN MORRIS
Clerk, House of Representatives

On motions by Senator Thomas, the Senate concurred in House amendments 1, 2, 3, 4, 5 and 6 to CS for SB 407.

CS for SB 407 passed as further amended, was ordered engrossed and the action of the Senate was certified to the House. The vote was: Yeas—39 Nays—None

Mr. President	Daniel	Karl	Stolzenburg
Askew	Ducker	Knopke	Stone
Bafalis	Friday	McClain	Thomas
Barron	Gong	Ott	Trask
Barrow	Gunter	Pope	Weber
Beaufort	Haverfield	Poston	Weissenborn
Bell	Henderson	Reuter	Williams
Bishop	Hollahan	Saunders	Wilson
Boyd	Horne	Scarborough	Young
Broxson	Johnson	Shevin	

The Honorable John E. Mathews, Jr.
President of the Senate

May 21, 1970

Sir:

I am directed to inform the Senate that the House of Representatives has passed—

By the Committee on General Legislation—

CS for HB 4523—A bill to be entitled An act implementing the provisions of Article VII, Section 14, of the Florida Constitution upon ratification thereof by the electors; authorizing the issuance of state bonds to finance air and water pollution control and solid waste disposal facilities in the manner provided by said Article VII, Section 14, subject to the provisions of the state bond act; designating the state board of administration as the state fiscal agency to make the determinations required thereby; providing that the department of general services, division of bond finance, shall determine the amount of such state bonds to be issued, not to exceed \$100,000,000 in any state fiscal year; providing that the facilities to be financed with the proceeds of the bonds shall be determined and approved by the department of air and water pollution control; providing for the construction, acquisition, maintenance and operation of such facilities; authorizing the execution of lease-purchase agreements or loan agreements to carry out such purposes; providing for fees, rentals or other charges for the use or benefit of such facilities; providing that said facilities will be a public governmental purpose and shall not be subject to taxation; providing that the provisions hereof shall be separable; providing an effective date and providing that this act shall be null and void if said Section 14 is rejected by the electors.

—and requests the concurrence of the Senate therein.

Respectfully,
ALLEN MORRIS
Clerk, House of Representatives

CS for HB 4523, contained in the above message, was read the first time by title and referred to the Committee on Ways and Means.

The Honorable John E. Mathews, Jr.
President of the Senate

May 20, 1970

Sir:

I am directed to inform the Senate that the House of Representatives has passed—

By Representatives King and Gustafson—

HB 4803—A bill to be entitled An act relating to circuit courts; providing for appointment by governor of a census committee pursuant to section 26.011, Florida Statutes, to determine population of the seventeenth judicial circuit; providing for the expenditure of county funds for the conduct of such census; providing an effective date.

—and requests the concurrence of the Senate therein.

Respectfully,
ALLEN MORRIS
Clerk, House of Representatives

HB 4803, contained in the above message, was read the first time by title and referred to the Committee on Judiciary.

The Honorable John E. Mathews, Jr.
President of the Senate

May 21, 1970

Sir:

I am directed to inform the Senate that the House of Representatives has passed as amended—

By Representative Brantley and others—

HB 3626—A bill to be entitled An act relating to workmen's compensation; amending section 440.12(2) and (3), Florida

Statutes, increasing the weekly compensation rate; providing an effective date.

—and requests the concurrence of the Senate therein.

Respectfully,
ALLEN MORRIS
Clerk, House of Representatives

HB 3626, contained in the above message, was read the first time by title. On motion by Senator Friday the rules were waived and the bill was placed on the Calendar.

The Honorable John E. Mathews, Jr.
President of the Senate

May 20, 1970

Sir:

I am directed to inform the Senate that the House of Representatives has passed as amended—

By the Committee on Ad Valorem Taxation—

HB 5120—A bill to be entitled An act relating to exemptions from ad valorem taxation; amending chapter 196, Florida Statutes, by adding new sections thereto and by repealing sections 196.201, 196.211, 196.22, and 196.30, and amending sections 196.011, 196.191 and 196.25; repealing all exemptions granted by special or local acts or general acts of local application; providing specific exemptions for certain property used for governmental, religious, or educational purposes; providing an exemption for widows and for totally and permanently disabled persons; providing an exemption for such portions of property used predominantly for educational, literary, scientific, religious, or charitable purposes and setting forth legislative intent as to such exemptions; establishing procedures and criteria for granting exemptions; providing a severability clause; providing an effective date.

—and requests the concurrence of the Senate therein.

Respectfully,
ALLEN MORRIS
Clerk, House of Representatives

The Honorable John E. Mathews, Jr.
President of the Senate

May 21, 1970

Sir:

I am directed to inform the Senate that the House of Representatives has passed by the required Constitutional three-fifths vote of the Membership of the House—

By the Committee on General Legislation—

CS for HJR's 3853 and 4040—A joint resolution proposing an amendment to Article VII of the Constitution of the State of Florida adding section 14, permitting the issuance, when authorized by law, of state bonds to finance the construction of air and water pollution control and abatement and solid waste disposal facilities to be operated by the state or by municipalities, counties, districts, authorities and other governmental agencies, to be primarily secured by a pledge of all or any part of revenues or rentals to be derived from operation of such facilities, special assessments, and other revenues legally available for such purpose, and additionally secured by the full faith and credit of the State of Florida; providing for certification by a state fiscal agency, created by law, that sufficient pledged revenues will be available to pay all debt service requirements for such bonds; providing for the pledge of the full faith and credit of counties, municipalities, districts, authorities, and agencies thereof for payment of rentals to the state under lease-purchase agreements; providing for loans to local governmental agencies.

Be It Resolved by the Legislature of the State of Florida:

That the following amendment to Article VII of the State Constitution, adding section 14, is agreed to and shall be submitted to the electors of Florida for ratification or rejection at the general election to be held in November 1970:

Section 14. Bonds for pollution control and abatement facilities.—(a) When authorized by law, state bonds pledging the

full faith and credit of the state may be issued without an election to finance the construction of air and water pollution control and abatement and solid waste disposal facilities (herein referred to as "facilities") to be operated by any municipality, county, district or authority, or any agency thereof (herein referred to as "local governmental agencies"), or by any agency of the State of Florida. Such bonds shall be secured by a pledge of and shall be payable primarily from all or any part of revenues to be derived from operation of such facilities, special assessments, rentals to be received under lease-purchase agreements herein provided for, any other revenues that may be legally available for such purpose, including revenues from other facilities, or any combination thereof (herein collectively referred to as "pledged revenues"), and shall be additionally secured by the full faith and credit of the State of Florida.

(b) No such bonds shall be issued unless a state fiscal agency, created by law, has made a determination that in no state fiscal year will the debt service requirements of the bonds proposed to be issued and all other bonds secured by the pledged revenues exceed seventy-five (75) per cent of the pledged revenues.

(c) The state may lease any of such facilities to any local governmental agency, under lease-purchase agreements for such periods and under such other terms and conditions as may be mutually agreed upon. The local governmental agencies may pledge the revenues derived from such leased facilities or any other available funds for the payment of rentals thereunder; and, in addition, the full faith and credit and taxing power of such local governmental agencies may be pledged for the payment of such rentals without any election of freeholder electors or qualified electors.

(d) The state may also issue such bonds for the purpose of loaning money to local governmental agencies, for the construction of such facilities to be owned or operated by any of such local governmental agencies. Such loans shall bear interest at not more than one-half of one per cent per annum greater than the last preceding issue of state bonds pursuant to this section, shall be secured by the pledged revenues, and may be additionally secured by the full faith and credit of the local governmental agencies.

(e) The total outstanding principal of state bonds issued pursuant to this section 14 shall never exceed fifty (50) per cent of the total tax revenues of the state for the two preceding fiscal years.

—and requests the concurrence of the Senate therein.

Respectfully,
ALLEN MORRIS
Clerk, House of Representatives

HB 5120, CS for HJR's 3853 and 4040 contained in the above messages, were read the first time by title and referred to the Committee on Ways and Means.

RESOLUTIONS

The President Pro Tempore presiding.

SCR 1379—A Concurrent Resolution In Memoriam William Courtland Lantaff.

WHEREAS, the virtues that men hold dear were so marked in the activities and accomplishments of William C. Lantaff, known to his legion of friends and acquaintances as "Bill", that the surcease of his talents creates in their consciousness a sense of irrevocable loss, and

WHEREAS, in memory of him as an invaluable member of society, we would attest our recognition and lasting gratitude for a well-nigh impeccable record as private and public citizen, humanitarian, legislator, statesman and soldier, and in memory of him as a contemporary and friend we would record our profound sorrow and condolences to his family, NOW THEREFORE,

Be It Resolved by the Senate of the State of Florida, the House of Representatives Concurring:

That this Concurrent Resolution be spread upon the pages of the Journals of the Senate and the House of Representatives of the State of Florida—

IN MEMORIAM
WILLIAM COURTLAND LANTAFF

—who was born in the City of Buffalo, Erie County, New York, on July 31, 1913. His Florida residence began in 1921, at the age of eight years, when his family moved to Jacksonville. In 1929 he became a resident of Miami. He attended the Florida public schools and was graduated from the University of Florida with an A. B. degree in 1935 and a LL.B. degree in 1936. At the University he was a member of Phi Kappa Tau and Blue Key fraternities, serving as a president of the former, held the post of Secretary-treasurer of the student body, in the summer session of 1935 serving as its president. He was commissioned 2nd Lieutenant, Field Artillery (Res) in 1934.

In 1938 he was married to Miss Betty Wilcox of Miami Beach and to them were born two sons and a daughter christened William Courtland, II, Kent and Cathy. Throughout the multitudinous activities of his busy and fruitful life, time to be with his family and love and concern for their happiness were factors ever predominant with him.

Upon his admission to the Florida Bar in 1936, he began his long and eminently successful law practice in Miami, first becoming a member of the law firm of Casey, Walton and Spain, and later, after his World War II service, a member of the firm of Walton, Hubbard, Schroeder, Lantaff and Atkins. He was a member of the Miami Beach Junior Chamber of Commerce, which he served as president in 1937 and 1938. In 1939 and 1940 he saw service as Assistant City Judge of Miami Beach, and was inducted into Federal service with the Florida National Guard as a first lieutenant on January 6, 1941, serving as executive officer for the Military Intelligence Division, War Department General Staff; was discharged as a lieutenant colonel on November 15, 1945; again on active duty from September 15 to December 15, 1950; became assistant chief of staff, G-2, Fifty-first Infantry Division, Florida National Guard in 1945; lieutenant colonel, G-2 General Staff, Department of the Army, in 1950 and was promoted to colonel in 1953.

The Dade County Young Democrats gave him their Presidency in the years 1946 and 1947.

In the legislative sessions of 1947 and 1949 he was a member of the Dade County Delegation in the Florida House of Representatives. His then three-member Delegation received the signal honor of being voted the most effective in the Legislature in 1949. In his legislative service he chairmanned the important House Committees on Governmental Reorganization, the Joint House-Senate Governmental Survey, and the Joint House-Senate Legislative Council. The Florida Junior Chamber of Commerce, in 1948, voted him as one of the five outstanding citizens in Florida.

On November 7, 1950, he was elected on the Democratic ticket to the Eighty-second and Eighty-third Congresses from the Fourth Congressional District of Florida, then comprised of the counties of Dade and Monroe. To Washington scenes he carried his brilliant capabilities and tireless energies. Two weeks after taking office he introduced and followed to passage a bill, which became law, banning the export of strategic materials to the communists. He became a guiding light in Congress for the promotion of friendship between the United States and Latin America, sponsoring a bill for the reduction of the fifteen per cent tax on transportation to the Carribean which encouraged travel to that area; brought before Congress the truth of the plight of the Latin-American coffee growers, and was awarded a bronze emblem by the Alianza Inter-Americana Organization for fostering better relations between the peoples of the Americas. He acceded to demands of House leaders that he join in a forty-three day inspection tour of United States military supply bases in Alaska, Japan, Korea and Europe with a view of seeking out and ending extravagance in the armed forces. Chairman Bonner had insisted that as a trained and experienced Army officer he was indispensable to the group. During this time he was described by Florida's Senior Senator as one peculiarly endowed to serve the nation in an outstanding manner, a highly effective debater, sturdy fighter and indefatigable worker. He was a staunch advocate of economy and efficiency in government, firm in his faith in the American people and the responsibility of their elected representatives to

them. He did not let the duties of his Washington office detach him from the people who sent him there and he met his voters in numerous 'curb service' swings to obtain their views on issues at hand. The highcost of living in Washington coupled with the time he had to spend away from his family caused him not to offer for renomination. With his return to the active practice of Law, the John MacDonald Chapter of the Daughters of the American Revolution recognized him with an award of merit for his work in Congress and in his own community, and Local 172, National Federation of Post Office Clerks, gave him a plaque in recognition of his outstanding work in Congress in behalf of postal employees.

He met the "Lantaff for governor" boom which began flourishing in Florida in 1951 with renunciation and the statement that his children needed a father more than he needed to be governor. However, he continued to render abundant public service at both community and national level. In 1954 he became Chairman of the Board of the Curtiss National Bank of Miami Springs and in 1955 was elected acting president. He resigned from the presidency of the Curtis National Bank and became a director of the Industrial National Bank of Miami, and joined several prominent Miamians in forming the international advertising agency of Clay, MacCory and Sorgatz, Inc. In 1956 and 1960 he served as a delegate from Florida to the Democratic National Convention.

His service to his community was without stint. He is recorded as having donated ten to twelve hours a week to charitable and civic causes. He presided over the Orange Bowl Committee, chaired the Inter-American Center Authority, created the Dade Foundation, a community trust, led a United Fund campaign; served as Community Chest Campaign Chairman, a Chest vice president, member of the Chest executive and goal committees, division chairman of the Red Cross drive, a director of the Dade Red Cross chapter, director and committee chairman of the Mental Health Society, Safety Council member, director of the Miami-Dade County and Hialeah-Miami Springs Chambers of Commerce, was organizing vice chairman of the Hialeah-Miami Springs YMCA, a member of the Y's metropolitan fund drive, co-chairman of the University of Miami sustaining membership drive and a member of the UM citizens Board.

January 28, 1970, marked the termination of his remarkable earthly career but retracts not from the place he holds in the hearts of those he served so industriously, efficiently and unselfishly during his lifetime,

BE IT FURTHER RESOLVED that a copy of this Concurrent Resolution duly attested by the President and Secretary of the Senate and the Speaker and the Clerk of the House of Representatives under the Great Seal of the State of Florida be forwarded to Mrs. William Courtland Lantaff, Mrs. Charmine Lantaff, Mrs. Lee Simmons, III, Mr. William Courtland Lantaff, II, and Mr. Kent Lantaff, widow, mother, daughter, and sons, respectively, together with the condolences of the members of these Legislative Bodies in Session assembled.

Was taken up and read the second time in full. On motion by Senator Mathews, SCR 1379 was adopted and certified to the House. The vote was: Yeas—44 Nays—None

Mr. President	de la Parte	Karle	Shevin
Askew	Ducker	Knopke	Slade
Bafalis	Fincher	Lane	Stolzenburg
Barron	Friday	McClain	Stone
Beaufort	Gong	Myers	Thomas
Bell	Gunter	Ott	Trask
Bishop	Haverfield	Plante	Weber
Boyd	Henderson	Pope	Weissenborn
Broxson	Hollahan	Poston	Williams
Chiles	Horne	Reuter	Wilson
Deeb	Johnson	Saunders	Young

On motion by Senator Weissenborn, the following remarks were spread upon the Journal:

Senator Mathews: Mr. President and Senators, certainly Bill Lantaff was a man of many talents and I think known personally by everyone in this room. He undoubtedly could have gone on to higher office as United States Senator or Governor had he chosen, but he decided to remain at home and

utilize his many talents in the mainstream of life of his adopted county, Dade, and his adopted state, Florida. Many times during last year he was the gracious host, with his lovely wife, Betty, to the members of this body. I just think it appropriate, Mr. President, that after whatever remarks anyone else wants to make, that we pay our respects to this great Floridian who left his imprint on so many facets of our life in Florida.

Senator Friday: Mr. President and Senators, back when I was first elected to this body in 1962, I had no desire to be even a member of a committee at that time called "The Committee on Miscellaneous Legislation" which, as those of you from those years will remember, had as part of its responsibility that legislation relating to pari-mutuel operations, racing, etc. Somehow I ended up as chairman of that committee. One of the first calls that I got was from an old friend, Bill Lantaff. He gave his condolences and his congratulations at the same time. He told me that he recognized that I probably didn't know much about the matter of pari-mutuel and that if at any time either I or my committee wanted any information, in order to best guide and best evaluate the problems of the state as related to that industry, that he would be happy to serve. Of course he was an advocate for interests in that area. He was an advocate with honor. He was an advocate with accurate information. He was an advocate for the best interests of Florida, all as he saw them and related within his field. He had the confidence of all of us who related in that area. More than that, my personal recollections go back to the law firm in the early 1950's when he and his partner, Clyde Adkins, made their office available to me and it was kind of a second home to me in the employment that I had then. I think that the state of Florida, this body, and the House of Representatives, in those years when we were confronted with some of the most bitterly contested legislation involving pari-mutuel operations, is forever indebted because one thing that Bill did above all else, was to give us accurate information. He gave us information that we could rely upon. He was first of all, as you heard, a family man, an American and Floridian. He was dedicated to all that was honorable. The state is much poorer now that he is gone.

Senator Hollahan: Mr. President and Senators, what impressed me about this great man most, I think, was not only his ability, continue ability, his courage and his knowledge, but his desire to help someone who might be on the opposite side of legislation he proposed, and I infrequently was on that other side. I just can't forget one incident when I had a very poorly drafted bill and Bill Lantaff showed me how poorly it was drafted and saved me from real humiliation before a Senate committee. I don't know that you could ever ask more from somebody who might have taken an opposite view. This sort of thing was Bill Lantaff, and the enjoyment that Ann and I had with Bill and Betty Lantaff on social occasions was something else that I can never forget. He relaxed, he never talked shop unless you brought it up to him, and he just made you feel great. He took away some of the tensions of a rigorous, legislative session by his great sense of humor and his devotion to his family and with his family and to his friends in the legislature. Even more the measure of the man was the fact that you could share a confidence with him. I found few people that I was able to do that with, and with Bill Lantaff you knew that that confidence would never be betrayed. So, like those others who have spoken, and the resolution that speaks for all of us, this great loss to us can never be overcome, and I wanted to share these remarks with you on behalf of myself and the Dade delegation.

Senator Shevin: Mr. President and Senators, very, very seldom have I risen to speak on memorials and resolutions, but I would not really be able to live with myself if I did not express the very deep feelings that I have about this man. I think without question that he served so well in Tallahassee and in Washington, was admired so well by the citizens of Dade County, and as has already been stated, could have been reelected to the House and could have been elected, I am sure, to much higher offices. I think that the very fact that he made the decision which all of us are faced with from time to time, the decision of time and energy, the decision of taking away from our family life, the decision of which values we ought to place first, and that he was brave enough to make a decision that perhaps many of us at many times would like to make but don't. It is certainly a great indication of the caliber of the man and what he stood for and his devotion to family. His service in the legislative halls was monumental though brief, and I think that his service, as well as his efforts as a lobbyist, as well as his efforts as an attorney, were marked by the fact that his word was his bond; that when he told you something you could rely

upon it, and that he constantly demonstrated sincerity and honesty to purpose. He was a great source of strength to me, a friend that I could always turn to and discuss problems with, a person I enjoyed socializing with as well as discussing business with, and I shall deeply, deeply miss him. It is a great loss, a great loss to Dade County, and a great loss to the state of Florida.

Senator Broxson: Mr. President and Senators, I can't honestly say that I ever voted with Bill Lantaff on any of his legislation that ever came before this body, but I don't know of anybody that I ever knew in all my life that I respected and admired any more than Bill Lantaff. There is an old saying that why shouldn't we treat everybody the same. How can we say that the bank president is more important than the elevator operator? Bill Lantaff had this philosophy. He treated everybody as if they were his long lost friend, and he sincerely meant it. One of the first visitors I had when I came to the House of Representatives back in 1962 was Bill Lantaff. He climbed arduously up to my chamber in the loft, that little cubicle that I had, and he sat down and he said some very kind things to me. He said "John, I just wanted to meet you and let you know who I am." That began one of the finest relationships that I have had with anybody since I've been in Tallahassee. We had such a mutual respect, one for the other, that I will always remember it. But there is something else significant that I would like to mention that I remember so well about Bill Lantaff, and that is, every time we saw or thought of Bill, we thought of Betty. I don't know of a team that worked more closely together and seemed to admire and respect and love one another any more than Bill and Betty Lantaff. And Betty, I just want you to know how much I do appreciate the memory and the association that I had with your wonderful husband and I'm glad that you are here today to hear these remarks.

Senator Poston: Mr. President and members of the Senate, Bill was a special friend I think to everybody in the Dade delegation as well as to everybody else. He was a friend to Florida. He was a good friend, a wise counselor and a good pattern for others to follow.

Senator Haverfield: Mr. President and Senators, I just wanted to add one thing that hadn't been brought out too much, in memory of a great man, a great Floridian, who served his community and his state and his nation so well. I expect that I knew Bill probably better from a professional level, as a member of the bar, and Bill was one of those individuals, as Senator Hollahan touched on, who was a great lawyer and an asset to the bar. He worked hard for his bar association, both on a local and a state level. I think the fact that when he did appear, whether it was before a committee or in a court room, he took with him the respect of a man who knew the subject he was presenting. His passing will be a tremendous loss to our profession, in addition to all the other things that have been said about Bill. He was a great man and will be a great loss to our community and will be missed by all who knew him.

Senator Bishop: Mr. President and members of the Senate, I feel that I probably knew Bill Lantaff longer than any member of this body. I attended school with him back in the 30's. He was well respected by his fellow students while in college, had an outstanding record there. I lost contact with him personally until 1955 when I came to Tallahassee as a member of the House of Representatives. I found him always helpful, willing to help a poor, country plowboy, to advise, whether you were for him or against him. He was always truthful, honest and sincere in whatever advice you asked him for. It's a great loss to me personally and to the state of Florida.

Senator Thomas: Mr. President and Senators, I first met Bill Lantaff 10 years ago. I was put on a committee in the House called Public Amusement, and I must confess, Mr. President, as a freshman I thought that that was parks, things like that. I didn't know it dealt with pari-mutuel. I soon found out about it Mr. President. You've heard the word "great" used in the last few moments, and every senator here knows it is not a word we frequently use on the floor of the Senate, but I guess if you should search the English vernacular to pick out one word to epitomize the life of Bill Lantaff, "greatness" would be the word. I can see him now. He was a giant of a man, physically and in his conduct—he was a giant of a man. He always had a smile and when he was talking about a piece of legislation, even if you were against the legislation, you just felt that you almost had to vote with it because he impressed you so much as an

honest man, a man of integrity, and you would just say to yourself, not out loud because he'd get you on it—it's got to be good if Bill Lantaff is here speaking for it. This has been stated here by my colleagues both from the north and the south and the east and the west of this great state because he's had friends everywhere. It mattered not to Bill Lantaff what position you took on legislation and how it might affect him or his clients, he was just as good a friend as before you voted on it as after you voted on it. Bill and Betty have proven to be real friends to so many people in the legislative halls of Tallahassee and Congress and in this great state. Indeed Bill will be missed and we appreciate the opportunity afforded us today to have these expressions and to have Betty with us.

Senator Gong: Mr. President and Senators, Bill Lantaff, I recall, was a Pfc. in the National Guard the first time I met him. I did not get to meet him personally but observed him as a Colonel back from the war. He was a hero. He was a giant of a man as the Senator from the 35th said. I think that he excelled in his quietness and his dignity, set a wonderful example for those who would want to go into public office. Most of us want to have credit for the things that we do. I think that is human. Bill Lantaff, I think, was the type of man who could do good and didn't really need to have the credit for it, though he got much credit, much praise, in the too short a time that he was with us. I think that one of the great things that we can be happy for perhaps is that he was blessed with a family, with children and a son who will carry on the name of Lantaff. I hope that this House of Lantaff, this tradition will continue for many, many generations to come.

Senator Pope: Mr. President and members of the Senate, it was my privilege to have known Bill Lantaff when he first started in the House of Representatives. He was never a member of this body but he progressed from that to Congress of the United States, and after he resigned that position and became associated with the legislature in his duties as an attorney, I grew to know him even better. We fished together, he visited my home and I visited in his. I think that of the many things that impressed me about Bill, perhaps one of the outstanding things, was the fact that he never lost confidence in the youth of this state or of this country. He constantly maintained his contacts with his university. He was always working for the young people and listening to their problems and he was always making a contribution to the betterment of this state and of this nation. I think that one of the outstanding things about him was that if he ever told you anything, I don't think that it ever occurred to anyone to doubt what he said. There was something about him that conveyed that sincerity. It is true there was never any occasion to doubt what he said, but he immediately inspired that kind of confidence. He took his successes in a very ordinary and modest sort of way and he bore up well under his reverses and he had some. But I think that perhaps the outstanding thing about Bill Lantaff and the deep impression that he made upon me was that whenever you thought of Bill you also thought of his wife. He was a dedicated home man. He believed in the family as an institution, and the fact that whenever you thought of them you thought of them as a couple was a tribute and a testimonial to the clean, outstanding life that Bill led. There are many things I could say and we could go on saying many fine things forever, but I feel keenly the loss of a very dear friend, because he was a person that not only could I discuss politics with but if I had any personal problems I could pick up a phone and talk to him with a very deep feeling that I had a true friend that would give me an attentive and receptive ear and do what he could to assist me in whatever difficulties that I might have. It is indeed a very sad occasion when a citizen of this type is taken from us, but I think that it will help us all somewhat when we remember and think of the fact that this state is a better state because of the service he rendered and that the youth of this state, I like to think, will find a firmer footing because of the fact that he always stopped long enough to try to improve their thinking and to try to answer many of their problems.

Senator Askew (Presiding): Senators, I would like to say just a few words. Bill Lantaff was a good man and my friend. I think that it is hard ever to accept a loss such as this, Betty, but I think you can be consoled in the fact that so many are sharing this loss with you and are grateful for the privilege to have shared his life.

SPECIAL ORDER

The President presiding.

SB 591—A bill to be entitled An act relating to the board of trustees of the internal improvement trust fund; amending section 253.124, Florida Statutes, by adding subsection (7), relating to applications for the filling of submerged land; prohibiting the issuance of "after the fact" construction permits; providing an exception; providing that such a permit does not absolve an applicant from penalties otherwise applicable; providing an effective date.

Was taken up and read the second time by title.

The Committee on Natural Resources and Conservation offered the following amendment which was adopted on motion by Senator Thomas:

In Section 1, line 28, page 1, after "law" insert the following: or by rule or regulation adopted by the board

The Committee on Natural Resources and Conservation also offered the following amendment which was adopted on motion by Senator Thomas:

In Section 2, lines 5-6, page 2, strike "upon becoming a law." and insert the following: July 1, 1970.

On motion by Senator Thomas, the rules were waived and SB 591 as amended was read the third time by title, passed and ordered engrossed. The vote was: Yeas—37 Nays—None

Mr. President	Ducker	Myers	Stone
Askew	Friday	Ott	Thomas
Bafalis	Gong	Plante	Trask
Barrow	Gunter	Pope	Weissenborn
Beaufort	Henderson	Poston	Williams
Bell	Hollahan	Reuter	Wilson
Bishop	Horne	Saunders	Young
Broxson	Johnson	Shevin	
Deeb	Knopke	Slade	
de la Parte	McClain	Stolzenburg	

SB 438—A bill to be entitled An act relating to conservation officers; amending subsection 370.021(5), F. S., to authorize conservation officers to make arrests for violations of chapter 253, F. S., relating to the trustees of the internal improvement fund; providing an effective date.

Was taken up and read the second time by title.

The Committee on Natural Resources and Conservation offered the following amendment which was adopted on motion by Senator Henderson:

In Section 2, lines 6-7, page 3, strike "upon becoming a law." and insert the following: July 1, 1970.

On motion by Senator Henderson, the rules were waived and SB 438 as amended was read the third time by title, passed and ordered engrossed. The vote was: Yeas—39 Nays—None

Mr. President	de la Parte	McClain	Stolzenburg
Askew	Ducker	Myers	Stone
Bafalis	Friday	Ott	Thomas
Barron	Gong	Plante	Trask
Barrow	Gunter	Pope	Weber
Beaufort	Haverfield	Reuter	Weissenborn
Bell	Henderson	Saunders	Williams
Bishop	Hollahan	Scarborough	Wilson
Broxson	Horne	Shevin	Young
Deeb	Knopke	Slade	

SB 446—A bill to be entitled An act relating to the game and fresh water fish commission, police powers; amending section 372.07, F. S.; authorizing conservation agents to enforce provisions of Chapter 253, F. S., relating to illegal dredging and filling of fresh water lakes and streams; providing an effective date.

Was taken up and read the second time by title.

The Committee on Natural Resources and Conservation offered the following amendment which was adopted on motion by Senator Henderson:

In Section 2, lines 27-28, page 2, strike: "upon becoming a law." and insert the following: July 1, 1970.

On motion by Senator Henderson, the rules were waived and SB 446 as amended was read the third time by title, passed and ordered engrossed. the vote was: Yeas—42 Nays—None

Mr. President	de la Parte	McClain	Stolzenburg
Askew	Ducker	Myers	Stone
Bafalis	Friday	Ott	Thomas
Barron	Gong	Plante	Trask
Barrow	Gunter	Pope	Weber
Beaufort	Haverfield	Poston	Weissenborn
Bell	Henderson	Reuter	Williams
Bishop	Hollahan	Saunders	Wilson
Broxson	Horne	Scarborough	Young
Chiles	Johnson	Shevin	
Deeb	Knopke	Slade	

SB 563—A bill to be entitled An act relating to water wells; providing that the department of natural resources shall regulate construction of wells; providing for delegation of administration to political subdivisions; providing for inspections by department; providing for licensing and examination of water well contractors; providing exemptions; providing fees; providing penalties; providing an effective date.

Was taken up and read the second time by title.

The Committee on Natural Resources and Conservation offered the following amendment which was adopted on motion by Senator Ducker:

Page 1, strike all after the enacting clause and insert the following: Section 1. The department of natural resources shall, under authority of the water resources law and pursuant to Chapter 120, Florida Statutes, adopt reasonable rules and regulations governing the location, construction, maintenance and abandonment of wells in this state.

Section 2. This act shall take effect October 1, 1970.

The Committee on Natural Resources and Conservation also offered the following amendment which was adopted on motion by Senator Ducker:

In Title, lines 6-13, page 1, strike "regulate construction of wells; providing for delegation of administration to political subdivisions; providing for inspections by department; providing for licensing and examination of water well contractors; providing exemptions; providing fees; providing penalties;" and insert the following: adopt certain rules and regulations under authority of the water resources law relating to wells;

The Committee on Governmental Organization offered the following amendment which was moved by Senator Ducker and failed:

In Section 9, line 19, page 6, strike the semicolon and balance of paragraph and insert the following: . (period)

The Committee on Governmental Organization also offered the following amendment which was moved by Senator Ducker and failed:

In Section 9, lines 10,11,12, page 7, strike "without fulfilling the requirement that he pass any examination prescribed pursuant thereto"

The Committee on Governmental Organization also offered the following amendment which was moved by Senator Ducker and failed:

In Section 9, lines 20 and 21, page 7, strike "without examination"

The Committee on Governmental Organization also offered the following amendment which was moved by Senator Ducker and failed:

In Title, line 10, page 1, strike "and examination"

On motion by Senator Ducker, the rules were waived and SB 563 as amended was read the third time by title, passed and ordered engrossed. The vote was:

Yeas—38

Mr. President	Friday	McClain	Stone
Askew	Gong	Ott	Thomas
Bafalis	Gunter	Plante	Trask
Bell	Haverfield	Pope	Weber
Broxson	Henderson	Poston	Weissenborn
Chiles	Hollahan	Reuter	Williams
Daniel	Horne	Saunders	Wilson
Deeb	Johnson	Shevin	Young
de la Parte	Knopke	Slade	
Ducker	Lane	Stolzenburg	

Nays—3

Barron Bishop Scarborough

SB 1395—A bill to be entitled An act relating to salt water fish; amending section 370.11(2), Florida Statutes, by adding a new paragraph (a) relating to undersized fish; providing an effective date.

Was taken up and read the second time by title. On motion by Senator Askew, the rules were waived and SB 1395 was read the third time by title, passed and certified to the House. The vote was:

Yeas—38

Mr. President	Daniel	Knopke	Stone
Askew	de la Parte	Lane	Thomas
Bafalis	Ducker	McClain	Trask
Barrow	Friday	Ott	Weber
Beaufort	Gong	Poston	Weissenborn
Bell	Gunter	Reuter	Williams
Bishop	Henderson	Saunders	Wilson
Boyd	Hollahan	Shevin	Young
Broxson	Horne	Slade	
Chiles	Johnson	Stolzenburg	

Nays—3

Barron Plante Scarborough

SB 1028—A bill to be entitled An act relating to bonefish; amending section 370.11(5), Florida Statutes, to restrict the sale, exchange, purchase and transportation of bonefish; providing an exception for taxidermy purposes; providing an effective date.

Was taken up and read the second time by title.

The Committee on Natural Resources and Conservation offered the following amendment which was adopted on motion by Senator Lane:

In Section 2, lines 17-18, page 2, strike "upon becoming a law." and insert the following: July 1, 1970.

On motion by Senator Lane, the rules were waived and SB 1028 as amended was read the third time by title, passed and ordered engrossed. The vote was: Yeas—41 Nays—None

Mr. President	Deeb	Lane	Stone
Askew	de la Parte	McClain	Thomas
Bafalis	Ducker	Myers	Trask
Barron	Friday	Ott	Weber
Barrow	Gong	Plante	Weissenborn
Beaufort	Gunter	Poston	Williams
Bell	Henderson	Reuter	Wilson
Bishop	Hollahan	Scarborough	Young
Boyd	Horne	Shevin	
Broxson	Johnson	Slade	
Chiles	Knopke	Stolzenburg	

SB 1117—A bill to be entitled An act relating to salt water fisheries and conservation; amending section 370.11(2), Florida Statutes, to provide a maximum length for redfish; providing an effective date.

Was taken up and read the second time by title. On motion by Senator Bishop, the rules were waived and SB 1117 was read the third time by title, passed and certified to the House. The vote was:

Yeas—42

Mr. President	Deeb	Lane	Stolzenburg
Askew	de la Parte	McClain	Stone
Bafalis	Ducker	Myers	Thomas
Barrow	Friday	Ott	Trask
Beaufort	Gong	Plante	Weber
Bell	Gunter	Pope	Weissenborn
Bishop	Henderson	Poston	Williams
Boyd	Hollahan	Reuter	Wilson
Broxson	Horne	Sayler	Young
Chiles	Johnson	Shevin	
Daniel	Knopke	Slade	

Nays—2

Barron Scarborough

SB 1364—A bill to be entitled An act relating to crawfish regulations; amending section 370.14(3)(b), Florida Statutes, and adding paragraph (f) thereto; requiring that boats be marked with same color as trap buoys; requiring a fifty dollar (\$50) permit for crawfish trap permit numbers; directing that proceeds be used for enforcement purposes; making possession of more than twenty-four (24) crawfish without permit a misdemeanor; providing an effective date.

Was taken up and read the second time by title.

The Committee on Natural Resources and Conservation offered the following amendment which was adopted on motion by Senator Friday:

In Section 1, line 30, page 1, after the word "afloat" insert the following: except when intentionally submerged by a timed float release device which exception shall expire July 1, 1971

The Committee on Natural Resources and Conservation also offered the following amendment which was adopted on motion by Senator Friday:

In Section 1, line 1, page 3, after the word "person" insert the following: or boat on, above, or below the waters of the state

The Committee on Natural Resources and Conservation also offered the following amendment which was adopted on motion by Senator Friday:

In Section 2, line 4, page 3, strike "upon becoming a law." and insert the following: July 1, 1970.

Senator Friday offered the following amendment which was adopted.

Line 28, page 2, after "aerial" insert: and other

On motion by Senator Friday, the rules were waived and SB 1364 as amended was read the third time by title, passed and ordered engrossed. The vote was: Yeas—45 Nays—None

Mr. President	Deeb	Lane	Stolzenburg
Askew	de la Parte	McClain	Stone
Bafalis	Ducker	Myers	Thomas
Barron	Friday	Ott	Trask
Barrow	Gong	Plante	Weber
Beaufort	Gunter	Pope	Weissenborn
Bell	Henderson	Poston	Williams
Bishop	Hollahan	Reuter	Wilson
Boyd	Horne	Sayler	Young
Broxson	Johnson	Scarborough	
Chiles	Karl	Shevin	
Daniel	Knopke	Slade	

SB 457—A bill to be entitled An act relating to the game and fresh water fish commission; providing that it shall be illegal to possess or transport fresh water game fish in commercial quantities providing for forfeiture of vessels and vehicles; providing penalties; providing an effective date.

Was taken up and read the second time by title.

The Committee on Natural Resources and Conservation offered the following amendment which was adopted on motion by Senator Thomas:

In Section 1, line 25, page 1, strike The entire subsection (2)

The Committee on Natural Resources and Conservation also offered the following amendment which was adopted on motion by Senator Thomas:

In Section 1, line 16, page 1, strike "evidence of;"

Senator Horne presiding.

On motion by Senator Thomas, the rules were waived and SB 457 as amended was read the third time by title, passed and ordered engrossed. The vote was: Yeas—39 Nays—None

Askew	de la Parte	McClain	Slade
Bafalis	Ducker	Myers	Stolzenburg
Barron	Friday	Ott	Thomas
Barrow	Gong	Plante	Trask
Beaufort	Henderson	Pope	Weber
Bell	Hollahan	Poston	Weissenborn
Bishop	Horne	Reuter	Williams
Boyd	Johnson	Sayler	Wilson
Chiles	Knopke	Scarborough	Young
Daniel	Lane	Shevin	

SB 447—A bill to be entitled An act relating to the trustees of the internal improvement trust fund; amending section 253.05, Florida Statutes; directing that wildlife officers of the game and fresh water fish commission assist in the protection of state lands under chapter 253, Florida Statutes; providing an effective date.

Was taken up and read the second time by title.

The Committee on Natural Resources and Conservation offered the following amendment which was adopted on motion by Senator Henderson:

In Section 1, line 20, page 1, after the comma (,) insert the following: *The conservation officers, together with the executive director, of the department of natural resources,*

The Committee on Natural Resources and Conservation also offered the following amendment which was adopted on motion by Senator Henderson:

In Section 2, line 11, page 2, strike "upon becoming a law." and insert the following: July 1, 1970.

The Committee on Natural Resources and Conservation also offered the following amendment which was adopted on motion by Senator Henderson:

In Title, line 8, page 1, after the word "commission" insert the following: and conservation officers, together with the executive director, of the department of natural resources

On motion by Senator Henderson, the rules were waived and SB 447 as amended was read the third time by title, passed and ordered engrossed. The vote was: Yeas—42 Nays—None

Askew	Ducker	Myers	Stolzenburg
Bafalis	Friday	Ott	Stone
Barron	Gong	Plante	Thomas
Barrow	Haverfield	Pope	Trask
Beaufort	Henderson	Poston	Weber
Bell	Hollahan	Reuter	Weissenborn
Boyd	Horne	Saunders	Williams
Chiles	Johnson	Sayler	Wilson
Daniel	Karl	Scarborough	Young
Deeb	Knopke	Shevin	
de la Parte	Lane	Slade	

HB 1136—A bill to be entitled An act relating to the board of trustees of the internal improvement trust fund; amending section 253.123 the introductory paragraph and subsection (2) and (4), F.S.; to prevent removal of sand, rock, or earth from the navigable waters lying channelward of bulkhead lines; providing an effective date.

Was taken up and read the second time by title.

The Committee on Natural Resources and Conservation offered the following amendment which was adopted on motion by Senator Henderson:

In title, lines 7-9, page 1, strike "to prevent removal of sand, rock, or earth from the navigable waters lying channelward of bulkhead lines;" and insert the following: to extend the present restrictions on the removal of material from certain navigable

waters lying channelward of bulkhead lines, to also apply to such waters landward of such lines; removing the exception for the replenishment of eroded beaches;

Senator Weissenborn offered and moved the following amendment:

In section 1, line 12, page 1, add a new section 1 of bill to read:

Section 1. Section 253.122, Florida Statutes, is amended by adding subsection (7) to read:

253.122 Power to fix bulkheads.—

(7)(a) The foregoing provisions of this section notwithstanding, as to any existing lands or islands bordering on or being in navigable salt waters of the state, as defined in section 253.12, Florida Statutes, and as to which the line of mean high water has been determined, and is recognized by the office of the United States coast and geodetic survey or by the board of trustees of the internal improvement trust fund, bulkhead lines shall and are hereby declared to be located at such line of mean high water, except as hereinafter provided. Such bulkhead lines shall lie landward of all submerged lands which have been conveyed into private ownership and for which no construction or fill permit is in effect on August 1, 1971. Such bulkhead lines shall lie seaward of those submerged lands previously conveyed into private ownership for which a construction or fill permit is in effect, provided that if such lands are not filled within the duration of such current permit the bulkhead line as to such lands shall automatically be located at the line of mean high water upon the termination of said permit period.

(b) Bulkhead lines which are relocated by the operation of this section shall be subject to change as provided by the foregoing provisions of this section; provided that in addition to making the determinations required of the board of county commissioners by subsection (3), and of the board by subsection (4) said bodies shall determine that the requested change in a bulkhead line would, in fact, be clearly in the public interest. For the purposes of this paragraph the public interest may be construed to mean the interest of that segment of the public at large which is within the area potentially affected by the proposed relocation of the bulkhead line to a reasonably substantial degree.

(c) As additional mean high water lines are determined and recognized as set forth above, nonconforming bulkhead lines shall automatically become subject to the operation of this subsection.

(d) This section shall not apply to the fresh waters of Florida.

Renumber present section 1 as section 2 and renumber remaining sections accordingly.

Senator Barrow raised a point of order that the amendment was not germane to the bill, and it was identical to another bill which had been reported favorably by the Committee on Judiciary and the amendatory process was being used to take a bill up out of order and place it on special order.

The Chair ruled that the amendment was germane to the bill, the amendment was in order and the point was not well taken.

On motion by Senator Friday, the rules were waived and HB 1136 was temporarily deferred until copies of the foregoing amendment could be distributed to each Senator.

HB 1142—A bill to be entitled An act relating to the trustees of the internal improvement trust fund; amending paragraph 253.123(3)(a), F. S., to delete the authority of the trustees to waive certain biological or ecological studies; providing an effective date.

Was taken up and read the second time by title.

The Committee on Natural Resources and Conservation offered the following amendment which was adopted on motion by Senator Henderson:

In Section 2, lines 24-25, page 1, strike "upon becoming a law." and insert the following: July 1, 1970.

The Committee on Natural Resources and Conservation also offered the following amendment which was adopted on motion by Senator Henderson:

In Section 1, line 12, page 1, strike "(4)" and insert (3)

Senator Barrow offered and moved the following amendment:

In Section 1, line 23, page 1, strike the period and insert the following: provided, however, that in those instances where it is patently obvious that no biological or ecological study is needed it shall not be required. The determination of need shall be made by the Trustees.

The President presiding.

Senator Wilson offered and moved the following substitute amendment:

In Section 1, line 21, page 1, after "study" insert the following:

Unless waived by the affirmative vote of at least five of the seven Trustees

Senator Thomas raised a point of order and stated that the amendment by Senator Barrow was out of order as it in essence provided what the statute originally provided before it was amended by House Bill 1142.

The Chair ruled that the point was not well taken at this time as the amendment by Senator Barrow was not under consideration but the substitute amendment by Senator Wilson was being considered.

A motion by Senator Broxson that the rules be waived and HB 1142 as amended be temporarily deferred failed.

The question recurred on the adoption of the substitute amendment which was adopted. The vote was:

Yeas—21

Bafalis	Boyd	Ott	Weber
Barron	Broxson	Pope	Williams
Barrow	Deeb	Poston	Wilson
Beaufort	Horne	Scarborough	
Bell	Lane	Slade	
Bishop	McClain	Trask	

Nays—15

Askew	Henderson	Myers	Thomas
Ducker	Hollahan	Plante	Weissenborn
Gong	Johnson	Reuter	Young
Gunter	Knopke	Shevin	

Senator Askew presiding.

On motion by Senator Henderson, the rules were waived and HB 1142 as amended was read the third time by title.

The President presiding.

On motion by Senator Friday, the rules were waived and time of adjournment was extended until 1:30 p.m.

Senator Williams moved that the Senate reconsider the vote by which HB 1142 was placed on third reading. The motion was adopted and the vote was:

Yeas—19

Askew	Haverfield	Myers	Stone
Bafalis	Henderson	Ott	Thomas
de la Parte	Hollahan	Plante	Williams
Ducker	Johnson	Reuter	Young
Gong	Karl	Shevin	

Nays—14

Barrow	Deeb	Pope	Weber
Bishop	Horne	Poston	Wilson
Broxson	Lane	Scarborough	
Daniel	McClain	Trask	

The question recurred on the motion by Senator Williams which was adopted and the bill was placed back on second reading.

Senator Williams moved that the Senate reconsider the vote by which the substitute amendment by Senator Wilson was adopted. The motion failed and the vote was:

Yeas—18

Askew	Haverfield	Myers	Thomas
Deeb	Henderson	Ott	Weissenborn
de la Parte	Hollahan	Plante	Williams
Gong	Karl	Shevin	
Gunter	Knopke	Stone	

Nays—21

Bafalis	Daniel	Pope	Weber
Barrow	Friday	Poston	Wilson
Beaufort	Horne	Reuter	Young
Bell	Johnson	Scarborough	
Bishop	Lane	Stolzenburg	
Broxson	McClain	Trask	

On motion by Senator Thomas, consideration of HB 1142 as amended was temporarily deferred, the bill retaining its place on the calendar. The vote was:

Yeas—26

Askew	Gunter	Myers	Stone
Bafalis	Haverfield	Plante	Thomas
Broxson	Henderson	Reuter	Weissenborn
Deeb	Hollahan	Saunders	Williams
Ducker	Johnson	Saylor	Young
Friday	Karl	Shevin	
Gong	Knopke	Slade	

Nays—13

Barrow	Lane	Poston	Wilson
Beaufort	McClain	Stolzenburg	
Daniel	Ott	Trask	
Horne	Pope	Weber	

On motion by Senator Thomas, the Senate reconsidered the vote by which HB 1142 was temporarily deferred.

Senator Thomas offered and moved the following amendment:

Strike: "July 1, 1970" and insert the following: upon becoming a law

On motion by Senator Thomas, HB 1142 as amended, with pending amendment, was temporarily deferred. The vote was:

Yeas—26

Askew	Gunter	Myers	Stone
Bafalis	Haverfield	Plante	Thomas
Broxson	Henderson	Reuter	Weissenborn
Deeb	Hollahan	Saunders	Williams
Ducker	Johnson	Saylor	Young
Friday	Karl	Shevin	
Gong	Knopke	Slade	

Nays—15

Barrow	Daniel	Ott	Trask
Beaufort	Horne	Pope	Weber
Bell	Lane	Poston	Wilson
Bishop	McClain	Stolzenburg	

SB 483—A bill to be entitled An act relating to the department of natural resources; making the import, sale or release of certain exotic salt water species illegal without a permit; providing exception; providing penalties; providing an effective date.

Was taken up and read the second time by title.

The Committee on Natural Resources and Conservation offered the following amendment which was adopted on motion by Senator Thomas:

In Section 1, lines 20-24, page 1, strike "This section shall not apply to salt water fishes and other members of the animal kingdom whose natural habitat is in salt waters, which are

brought into the state for scientific, research or mariculture purposes."

The Committee on Natural Resources and Conservation also offered the following amendment which was adopted on motion by Senator Thomas:

In Section 2, line 9, page 2, strike "upon becoming a law." and insert the following: July 1, 1970.

The Committee on Natural Resources and Conservation also offered the following amendment which was adopted on motion by Senator Thomas:

In title, line 8, page 1, strike "providing exception;"

On motion by Senator Henderson, the rules were waived and SB 483 as amended was read the third time by title, passed and ordered engrossed. The vote was: Yeas—41 Nays—None

Mr. President	Friday	Myers	Stone
Askew	Gong	Ott	Thomas
Bafalis	Gunter	Plante	Trask
Barrow	Haverfield	Pope	Weber
Beaufort	Henderson	Poston	Weissenborn
Bell	Hollahan	Reuter	Williams
Bishop	Horne	Saunders	Wilson
Boyd	Johnson	Saylor	Young
Daniel	Karl	Shevin	
Deeb	Knopke	Slade	
Ducker	McClain	Stolzenburg	

SB 482—A bill to be entitled An act relating to the game and fresh water fish commission; adding section 372.265, F.S.; making certain import and release of exotic animal species illegal without a permit; providing penalties; providing an effective date.

Was taken up and read the second time by title.

The Committee on Natural Resources and Conservation offered the following amendment which was adopted on motion by Senator Thomas:

In Section 1, lines 6-10, page 2, strike "which species, due to the stimulating effect of the state's environment on procreation, either does or may endanger or infest the lands, waters, or skies of Florida"

The Committee on Natural Resources and Conservation also offered the following amendment which was adopted on motion by Senator Thomas:

In Section 2, lines 21-22, page 2, strike "upon becoming a law." and insert the following: July 1, 1970.

On motion by Senator Thomas, the rules were waived and SB 482 as amended was read the third time by title, passed and ordered engrossed. The vote was: Yeas—41 Nays—None

Mr. President	Friday	Myers	Stolzenburg
Askew	Gong	Ott	Stone
Bafalis	Gunter	Plante	Thomas
Beaufort	Haverfield	Pope	Trask
Bell	Henderson	Poston	Weber
Bishop	Hollahan	Reuter	Williams
Boyd	Horne	Saunders	Wilson
Broxson	Johnson	Saylor	Young
Daniel	Karl	Scarborough	
Deeb	Knopke	Shevin	
Ducker	McClain	Slade	

SB 437 was taken up, together with:

By the Committee on Natural Resources and Conservation—

CS for SB 437—A bill to be entitled An act relating to the trustees of the internal improvement trust fund; amending subsection 253.122(6), F.S., relating to the setting of bulkhead lines; providing for review of decisions of the local governing body by the trustees; providing for judicial review of decisions of the trustees; establishing procedure for administrative and judicial review; providing an effective date.

—which was read the first time by title and SB 437 was laid on the table.

On motions by Senator Henderson, the rules were waived and CS for SB 437 was read the second time by title, the third time by title, passed and certified to the House. The vote was: Yeas—44 Nays—None

Mr. President	de la Parte	Knopke	Shevin
Askew	Ducker	McClain	Slade
Bafalis	Friday	Myers	Stolzenburg
Barrow	Gong	Ott	Stone
Beaufort	Gunter	Plante	Thomas
Bell	Haverfield	Pope	Trask
Bishop	Henderson	Poston	Weber
Boyd	Hollahan	Reuter	Weissenborn
Broxson	Horne	Saunders	Williams
Chiles	Johnson	Saylor	Wilson
Deeb	Karl	Scarborough	Young

by title, passed and certified to the House. The vote was: Yeas—41 Nays—None

Mr. President	de la Parte	Myers	Stolzenburg
Askew	Ducker	Ott	Stone
Bafalis	Friday	Plante	Thomas
Barrow	Gong	Pope	Trask
Beaufort	Gunter	Poston	Weber
Bell	Henderson	Reuter	Williams
Boyd	Horne	Saunders	Wilson
Broxson	Johnson	Saylor	Young
Chiles	Karl	Scarborough	
Daniel	Knopke	Shevin	
Deeb	McClain	Slade	

CS for SB 271 was laid on the table.

SB 518—A bill to be entitled An act relating to the board of trustees of the internal improvement trust fund; amending section 253.12(5), Florida Statutes, to provide that riparian upland owners shall consent before dredging may be done for a public purpose; defining riparian owner; providing exceptions to this act; providing an effective date.

Was taken up and read the second time by title.

The Committee on Natural Resources and Conservation offered the following amendment which was adopted on motion by Senator Henderson:

In Section 1, line 21, page 2, strike "of said riparian upland" and insert the following: outboard of said riparian upland but not more than one-half the distance to the opposite upland, if any,

The Committee on Natural Resources and Conservation also offered the following amendment which was adopted on motion by Senator Henderson:

In Section 2, line 10, page 3, strike "upon becoming a law." and insert the following: July 1, 1970.

On motion by Senator Henderson, the rules were waived and SB 518 as amended was read the third time by title, passed and ordered engrossed. The vote was:

Yeas—38

Mr. President	Ducker	Myers	Stone
Askew	Friday	Plante	Thomas
Bafalis	Gong	Poston	Trask
Bell	Gunter	Reuter	Weber
Bishop	Haverfield	Saunders	Weissenborn
Boyd	Henderson	Saylor	Williams
Broxson	Johnson	Scarborough	Wilson
Daniel	Karl	Shevin	Young
Deeb	Knopke	Slade	
de la Parte	McClain	Stolzenburg	

Nays—4

Barrow	Beaufort	Ott	Pope
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SB 271 was taken up, together with, by the Committee on Natural Resources and Conservation, CS for SB 271, which was read the first time by title and SB 271 was laid on the table.

CS for SB 271 was taken up and, on motion by Senator Stone, CS for HB 3481, a companion measure, was substituted in lieu thereof.

CS for HB 3481—A bill to be entitled An act relating to the board of trustees of the internal improvement trust fund; amending section 253.12 (1), Florida Statutes, as amended by chapter 69-308, Laws of Florida, providing for the administration of submerged lands in navigable meandered fresh water lakes; amending chapter 253, Florida Statutes, by adding section 253.151, establishing submerged lands in navigable meandered fresh water lakes as a separate class of sovereignty lands; directing the board to administer those lands in accordance with certain statutory procedures; declaring the rights of riparian owners and authorizing the issuance of certain permits by the board; authorizing the board to promulgate rules and regulations; providing an effective date.

On motions by Senator Stone, the rules were waived and CS for HB 3481 was read the second time by title, the third time

SM 1413—A memorial to the congress of the United States requesting that the U.S. Corps of Engineers be directed to place greater emphasis on recreational and wildlife considerations in plans pertaining to the operation of the Central and South Florida Flood Control District.

WHEREAS, the United States of America has participated and continues to participate in the construction, maintenance and operation of the Central and South Florida Flood Control District and

WHEREAS, during the past few years there have been repeated instances of flooding in South Florida with destruction of wildlife, particularly including deer, resulting therefrom, and

WHEREAS, the U. S. Corps of Engineers has given little or no consideration to the recreational and wildlife considerations in the plans submitted by it to the congress of the United States relating to the Central and South Florida Flood Control District, NOW, THEREFORE,

Be It Resolved by the Legislature of the State of Florida:

That the congress of the United States is hereby requested to order and direct the U.S. Corps of Engineers, or its successor agency, to place greater emphasis on, and to give more tangible value to, recreational and wildlife considerations in any and all plans prepared hereafter relating to any further extension of and to the operation of Central and South Florida Flood Control District.

BE IT FURTHER RESOLVED that copies of this memorial be dispatched to the president of the United States, to the president of the United States senate, to the speaker of the United States house of representatives, and to each member of the Florida delegation to the United States congress.

Was taken up and read the second time in full. On motion by Senator Weissenborn, SM 1413 was adopted and certified to the House. The vote was: Yeas—41 Nays—None

Mr. President	de la Parte	McClain	Slade
Askew	Ducker	Myers	Stolzenburg
Bafalis	Friday	Ott	Stone
Barrow	Gong	Plante	Trask
Beaufort	Gunter	Pope	Weissenborn
Bell	Haverfield	Poston	Williams
Bishop	Henderson	Reuter	Wilson
Broxson	Horne	Saunders	Young
Chiles	Johnson	Saylor	
Daniel	Karl	Scarborough	
Deeb	Knopke	Shevin	

SB 1090—A bill to be entitled An act relating to flood control districts, water quality; amending sections 378.01(3), (4) and (5) and 378.16(1), Florida Statutes, to authorize the districts to prescribe certain standards, and to engage in activities relating to water quality and use; providing an effective date.

Was taken up and read the second time by title. On motion by Senator Knopke, the rules were waived and SB 1090 was read the third time by title, passed and certified to the House. The vote was: Yeas—42 Nays—None

Mr. President	Bell	Deeb	Haverfield
Askew	Bishop	de la Parte	Henderson
Bafalis	Boyd	Ducker	Horne
Barrow	Broxson	Friday	Johnson
Beaufort	Daniel	Gong	Karl

Knopke	Pope	Shevin	Weber
Lane	Poston	Slade	Weissenborn
McClain	Reuter	Stolzenburg	Williams
Myers	Saunders	Stone	Young
Ott	Sayler	Thomas	
Plante	Scarborough	Trask	

SB 1232—A bill to be entitled An act relating to the department of natural resources; requiring persons who engage in dredge or fill activities to obtain a permit from the department of natural resources; requiring monthly reports; authorizing establishment of rules and regulations; prescribing penalties; providing an effective date.

Was taken up and read the second time by title.

The Committee on Natural Resources and Conservation offered the following amendment which was adopted on motion by Senator Knopke:

In Section 6, after line 13, page 5, insert the following: (6) Any person, firm, or corporation having legal or beneficial title to or ownership of dredging equipment whether or not properly registered, which is used directly or indirectly in such a manner as to exceed the authority granted by a valid construction permit, issued pursuant to section 253.124, Florida Statutes, or which is operated without any such permit when such dredging is done with intent to defraud, confiscate lands, or trespass shall be guilty of a felony and, upon conviction thereof, shall be punished by a fine not exceeding one thousand dollars (\$1,000) or imprisonment in the state prison for a term of not more than two (2) years, suspension of said construction permit for a period not exceeding ninety (90) days, or revocation of any and all registrations on dredging equipment owned or operated by said person, firm, or corporation for a period not exceeding two (2) years, or by any and all such fine, imprisonment, suspension of permit and revocation of registrations on equipment in the discretion of the court. The penalties herein provided shall extend to the person, firm or corporation causing, directing, or permitting such activity as well as to the actual violators.

The Committee on Natural Resources and Conservation also offered the following amendment which was adopted on motion by Senator Knopke:

In Section 2, line 6, page 2, strike "eight (8)" and insert the following: four (4)

The Committee on Natural Resources and Conservation also offered the following amendment which was adopted on motion by Senator Knopke:

In Section 2, line 9, page 2, strike "of one (1) yard or more" and insert the following: in excess of two (2) yards

The Committee on Natural Resources and Conservation also offered the following amendment which was adopted on motion by Senator Knopke:

In Section 3, line 3, page 3, after "make" insert a

The Committee on Natural Resources and Conservation also offered the following amendment which was adopted on motion by Senator Knopke:

In Section 1, line 17, page 1, strike "permit" and insert the following: certificate of registration

The Committee on Natural Resources and Conservation also offered the following amendment which was adopted on motion by Senator Knopke:

In Section 3, line 8, page 3, after the word "certificate" insert the following: of registration

The Committee on Natural Resources and Conservation also offered the following amendment which was adopted on motion by Senator Knopke:

In Section 7, line 14, page 5, strike the entire section 7 and renumber successive sections consecutively.

The Committee on Natural Resources and Conservation also offered the following amendment which was adopted on motion by Senator Knopke:

In title, line 7, page 1, strike "permit from the department of natural resources; requiring monthly reports;" and insert the following: certificate of registration from the department of natural resources;

On motion by Senator Knopke, the rules were waived and SB 1232 as amended was read the third time by title, passed and ordered engrossed. The vote was: Yeas—38 Nays—None

Mr. President	Deeb	Lane	Stolzenburg
Askew	Ducker	McClain	Thomas
Bafalis	Gong	Myers	Trask
Barron	Gunter	Plante	Weber
Beaufort	Henderson	Poston	Weissenborn
Bell	Hollahan	Reuter	Williams
Bishop	Horne	Saunders	Wilson
Boyd	Johnson	Sayler	Young
Broxson	Karl	Shevin	
Daniel	Knopke	Slade	

Senator Weissenborn moved that the Senate reconsider the vote by which CS for SB 437 passed this day. The motion went over under the rule.

SB 522—A bill to be entitled An act relating to the board of trustees of the internal improvement trust fund; amending section 253.02, Florida Statutes, by adding subsection (4) to provide the board of trustees with the power of eminent domain over submerged lands previously conveyed by it; providing an effective date.

Was taken up and read the second time by title.

The Committee on Natural Resources and Conservation offered the following amendment which was adopted on motion by Senator Henderson:

In Section 1, line 19, page 1, strike "it believes will be of significant use or benefit to the general public, or as the natural resource value of which may be in danger of unreasonable abuse, or as it otherwise appears in the overriding public interest to reacquire." and insert the following: shall be in the public interest and for a public purpose.

Senator Wilson offered the following amendment which was adopted:

In Section 1, line 19, page 1, strike "previously conveyed by it"

Senator Wilson also offered the following amendment which was adopted:

In Section 1, line 18, page 1, strike "reacquire" and insert acquire

Senator Wilson offered the following amendment which was adopted:

In title, line 9, page 1, strike "previously conveyed by it"

On motion by Senator Henderson, the rules were waived and SB 522 as amended was read the third time by title, passed and ordered engrossed. The vote was:

Yeas—38

Mr. President	de la Parte	Lane	Slade
Askew	Ducker	McClain	Stolzenburg
Bafalis	Friday	Myers	Thomas
Barrow	Gong	Plante	Trask
Bell	Gunter	Poston	Weber
Boyd	Henderson	Reuter	Weissenborn
Broxson	Hollahan	Saunders	Wilson
Chiles	Horne	Sayler	Young
Daniel	Johnson	Scarborough	
Deeb	Knopke	Shevin	

Nays—4

Beaufort	Bishop	Pope	Williams
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CS for CS for HB 634—A bill to be entitled An act relating to the bureau of beaches and shores, coastal construction; amending chapter 161, Florida Statutes, by adding section 161.052; providing a setback line for coastal construction and excavation; providing for the granting of permits and approval of variances by the department of natural resources; authorizing

more strict local requirements; providing penalties; providing an effective date.

Was taken up and read the second time by title.

Senator Bishop offered and moved the following amendment:

In Section 1, line 24, page 2, strike all of lines 24 through 31 on page 2 and all of lines 1 through 4 on page 3 and insert the following: cilities as a patio, swimming pool or garage, at any riparian coastal location fronting the Gulf of Mexico or Atlantic coast shoreline of the state, exclusive of bays, inlets, rivers, bayous, creeks, passes, and the like, closer to the line of mean high water than the general vegetation line of said riparian upland property, or the point of natural ground elevation which is three feet above mean high water elevation as determined at such location and referenced to the United States Coast and Geodetic Survey datum, or a distance of 75 feet, whichever is closer to the line of mean high water; provided, however, that no such structure shall be constructed closer than 50 feet to the line of mean high water.

Pending consideration thereof, on motion by Senator Henderson, the rules were waived and further consideration of CS for CS for HB 634 with pending amendment was deferred.

Consideration of SB 481 was deferred, the bill retaining its place on the Calendar.

SB 755—A bill to be entitled An act relating to the game and fresh water fish commission; amending section 372.07, Florida Statutes, relating to police powers of commission and its officers; constituting the director, his assistants and wildlife officers as peace officers with powers of arrest; providing an effective date.

Was taken up and read the second time by title.

The Committee on Natural Resources and Conservation offered the following amendment which was adopted on motion by Senator Thomas:

In Section 1, line 3, page 2, strike "[relating to game, none-game birds, fresh water fish and furbearing animals]" and insert the following: relating to game, non-game birds, fresh water fish and fur-bearing animals

The Committee on Judiciary offered the following amendment which was adopted on motion by Senator Thomas:

In Section 1, line 20, page 1, after "assistants" insert: designated by him

The Committee on Natural Resources and Conservation offered the following amendment which was adopted on motion by Senator Thomas:

In Section 1, line 23, page 1, strike the period and insert the following: when committed in the presence of the officer, or when committed on lands under the supervision and management of the commission.

The Committee on Natural Resources and Conservation also offered the following amendment which was adopted on motion by Senator Thomas:

In title, line 11, page 1, strike the semi-colon and insert the following: under certain conditions;

On motion by Senator Thomas, the rules were waived and SB 755 as amended was read the third time by title, passed and ordered engrossed. The vote was:

Yeas—40

Mr. President	Daniel	Johnson	Shevin
Askew	Deeb	Knopke	Slade
Bafalis	de la Parte	Lane	Stone
Barron	Ducker	McClain	Thomas
Barrow	Fincher	Plante	Trask
Beaufort	Friday	Poston	Weber
Bell	Gunter	Reuter	Weissenborn
Bishop	Haverfield	Saunders	Williams
Boyd	Hollahan	Sayler	Wilson
Chiles	Horne	Scarborough	Young

Nays—1

Broxson

On motion by Senator Stone, the rules were waived and the Senate immediately reconsidered the vote by which—

SB 522—A bill to be entitled An act relating to the board of trustees of the internal improvement trust fund; amending section 253.02, Florida Statutes, by adding subsection (4) to provide the board of trustees with the power of eminent domain over submerged lands previously conveyed by it; providing an effective date.

—as amended passed this day.

Senator Stone offered the following amendment which was adopted by two-thirds vote:

In Section (4), line 19, page 1, after "conveyed by it" insert, except as to Murphy Act Lands and Holland Act Lands,

On motion by Senator Stone, SB 522 as further amended was read by title, passed and ordered engrossed. The vote was:

Yeas—43

Mr. President	Deeb	Johnson	Shevin
Askew	de la Parte	Knopke	Slade
Bafalis	Ducker	Lane	Stolzenburg
Barron	Fincher	McClain	Stone
Barrow	Friday	Myers	Thomas
Bell	Gong	Ott	Trask
Bishop	Gunter	Plante	Weber
Boyd	Haverfield	Reuter	Weissenborn
Broxson	Henderson	Saunders	Wilson
Chiles	Hollahan	Sayler	Young
Daniel	Horne	Scarborough	

Nays—3

Beaufort Pope Williams

SB 481—A bill to be entitled An act relating to game and fresh water fish; amending chapter 372, Florida Statutes, by adding section 372.761, providing for the issuance under certain conditions of warrant for search of private dwelling for unlawful sale, purchase, or possession of wildlife or fresh water fish.

Was taken up and read the second time by title.

The Committee on Natural Resources and Conservation offered the following amendment which was adopted on motion by Senator Thomas:

In Section 1, line 5, page 2, insert the following: Section 2. This act shall take effect October 1, 1970.

Senator Barron presiding.

The Committee on Natural Resources and Conservation also offered the following amendment which was adopted on motion by Senator Thomas:

In Section 1, line 3, page 2, strike section 933.18 and insert: chapter 933

The Committee on Natural Resources and Conservation also offered the following amendment which was adopted on motion by Senator Thomas:

In title, line 11, page 1, strike the period and insert: ; providing an effective date.

The Committee on Natural Resources and Conservation also offered the following amendment which was adopted on motion by Senator Thomas:

In Section 1, line 18, page 1, after "issued" insert the following: on application by a commissioned officer of the game and fresh water fish commission

Senator Barrow offered the following amendment which was adopted:

In Section 1, line 20, page 1, strike: "purchase or possession," and insert: or purchase

On motion by Senator Thomas, the rules were waived and SB 481 as amended was read the third time by title.

Senator Barrow offered the following amendment which was adopted:

In title, lines 9 and 10, page 1, strike "purchase or possession", and insert: or purchase

SB 481, as amended, passed and was ordered engrossed. The vote was:

Yeas—29

Bafalis	Friday	Plante	Thomas
Barron	Haverfield	Reuter	Trask
Barrow	Henderson	Saunders	Weissenborn
Bishop	Hollahan	Sayler	Williams
Boyd	Horne	Scarborough	Young
Daniel	Johnson	Shevin	
Ducker	Knopke	Slade	
Fincher	McClain	Stone	

Nays—15

Mr. President	Broxson	Lane	Stolzenburg
Askew	Deeb	Myers	Weber
Beaufort	Gong	Pope	Wilson
Bell	Gunter	Poston	

SB 579—A bill to be entitled An act relating to taxes on gasoline; adding section 213.11, F.S., requiring the revenue commission to pay two per cent of all revenue collected under the first gasoline tax imposed by chapter 208, F.S., to the game and fresh water fish commission or other agency charged with controlling noxious aquatic vegetation; requiring that such funds be used in the control, eradication and research of water hyacinth and noxious aquatic vegetation; amending subsection 208.08(1), F.S.; providing an effective date.

Was taken up and read the second time by title.

The Committee on Ways and Means offered the following amendment which was adopted on motion by Senator Weissenborn:

In Section 1, line 21, page 1, strike "The" and insert following: Notwithstanding the provisions of section 339.09, Florida Statutes, the

On motion by Senator Weissenborn, the rules were waived and SB 579 as amended was read the third time by title, passed and ordered immediately certified to the House after engrossing. The vote was: Yeas—41 Nays—None

Mr. President	Deeb	McClain	Stone
Askew	Ducker	Myers	Thomas
Bafalis	Friday	Plante	Trask
Barron	Gong	Pope	Weber
Barrow	Gunter	Poston	Weissenborn
Beaufort	Haverfield	Reuter	Williams
Bell	Henderson	Sayler	Wilson
Bishop	Hollahan	Scarborough	Young
Boyd	Horne	Shevin	
Broxson	Johnson	Slade	
Daniel	Lane	Stolzenburg	

SB 322—A bill to be entitled An act relating to the establishment of aquatic preserves; providing restrictions upon the sale and use of submerged lands and waters within the boundaries of the preserve; providing for administration by the board of trustees of the internal improvement trust fund; providing that individual aquatic preserves may, by special act, be created and made subject to the provisions of this act; preserving riparian rights; providing severability; providing an effective date.

Was taken up and read the second time by title.

The Committee on Natural Resources and Conservation offered the following amendment which was adopted on motion by Senator Henderson:

In Section 3, line 13, page 2, strike "the overwhelming public interest so demands" and insert the following: in the public interest

The Committee on Natural Resources and Conservation also offered the following amendment which was adopted on motion by Senator Henderson:

In Section 1, line 18, page 1, after the word "state" insert the following: , the bottom lands of which are not in private ownership,

The Committee on Natural Resources and Conservation also offered the following amendment which was adopted on motion by Senator Henderson:

In Section 1, line 19, page 1, after the word "legislature" insert the following: or by resolution of the board of trustees of the internal improvement trust fund after public notice and hearing

The Committee on Natural Resources and Conservation also offered the following amendment which was adopted on motion by Senator Henderson:

In Section 2, line 25, page 1, after the period (.) insert the following: Notice of the public hearing of the trustees shall be published once each week for three (3) consecutive weeks in a newspaper of general circulation in the county wherein the proposed body of water is located prior to the public hearing. The public hearing shall be held in the county wherein the body of water is located.

The Committee on Natural Resources and Conservation also offered the following amendment which was adopted on motion by Senator Henderson:

In Section 7, line 14, page 4, strike "upon becoming a law." and insert the following: July 1, 1970.

On motion by Senator Henderson, the rules were waived and SB 322 as amended was read the third time by title, passed and ordered engrossed. The vote was: Yeas—41 Nays—None

Mr. President	Deeb	Lane	Stolzenburg
Askew	de la Parte	McClain	Thomas
Bafalis	Ducker	Myers	Trask
Barron	Friday	Plante	Weber
Barrow	Gong	Pope	Weissenborn
Beaufort	Gunter	Poston	Williams
Bell	Haverfield	Reuter	Wilson
Bishop	Henderson	Saunders	Young
Boyd	Hollahan	Scarborough	
Broxson	Horne	Shevin	
Chiles	Johnson	Slade	

HB 1271—A bill to be entitled An act relating to conservation; salt-water fishing; amending section 370.11(2), Florida Statutes, to lower the length of pompano that may be possessed from ten inches (10") to nine and one-half inches (9½"); providing an effective date.

Was taken up and read the second time by title.

Senator Askew offered the following amendment which was adopted:

In Section 1, line 11, page 2, add a new sub-section to read:

(a) It shall not be unlawful for any person, firm or corporation to receive, possess, buy, offer for sale, sell or transport, fluke or flounder of a size smaller than indicated in section 370.11(2), Florida Statutes, provided that proof satisfactory to the department of natural resources can be furnished showing these fish were received in legitimate interstate commerce transactions, or were caught in waters other than the territorial waters of the State of Florida, or were caught in a depth of water so great that they could not be returned to the water alive. The department of natural resources shall enact such rules as are necessary relating to the method of providing the proof required for the above exceptions.

Senator Askew also offered the following amendment which was adopted on motion by Senator Friday:

In title, line 9, after the numbers "(9½");" insert the following: adding a new paragraph (a) relating to undersized fish;

On motion by Senator Friday, the rules were waived and HB 1271 as amended was read the third time by title, passed and certified to the House. The vote was: Yeas—43 Nays—None

Mr. President	Daniel	Johnson	Slade
Askew	Deeb	Lane	Stolzenburg
Bafalis	de la Parte	McClain	Stone
Barron	Ducker	Myers	Thomas
Barrow	Friday	Plante	Trask
Beaufort	Gong	Pope	Weber
Bell	Gunter	Poston	Weissenborn
Bishop	Haverfield	Reuter	Williams
Boyd	Henderson	Saunders	Wilson
Broxson	Hollahan	Scarborough	Young
Chiles	Horne	Shevin	

SB 1186—A bill to be entitled An act to amend Section 253.62, Florida Statutes, by adding thereto a new subsection (3) authorizing the trustees of the internal improvement trust fund to convey lands to the United States for the establishment of Biscayne National Monument; ratifying, confirming and validating all acts and actions of said trustees and all agreements between said trustees and the United States Government regarding the conveyance of any state lands to the United States for the establishment of said Biscayne National Monument; providing that no provision of chapter 253, Florida Statutes, shall apply to such conveyances; providing that the trustees shall not be required to reserve oil, gas, phosphate or other mineral rights or enter into an agreement for royalties; providing an effective date.

Was taken up and read the second time by title.

The Committee on Natural Resources and Conservation offered the following amendment which was adopted on motion by Senator Shevin:

In Section 1, line 20, page 2, after the period insert the following: Provided, however, the waiver herein shall not apply to the requirements of chapter 253 relating to the setting of bulkhead lines, dredging and filling.

The Committee on Natural Resources and Conservation also offered the following amendment which was adopted on motion by Senator Shevin:

In title, lines 17-19, page 1, strike "providing that no provision of chapter 253, Florida Statutes, shall apply to such conveyances;"

Senator Shevin offered the following amendment which was adopted:

In Section 1, line 20, page 2, insert the following new subsections (4) and (5):

(4) The legislative intent embodied in this act is to authorize the trustees of the internal improvement trust fund to convey or obligate themselves to convey the herein referred-to state-owned lands in accordance with the provisions of Public Law 90-606. Upon certification to the trustees of the internal improvement trust fund by the United States government that all private lands intended to be acquired have been acquired and that owners of private property who have not donated or otherwise conveyed their lands have been paid therefor then the conveyance herein authorized shall become absolute. Nothing herein shall alter the right of the United States government to immediate possession of said state-owned lands.

(5) If any part, section, clause or sentence of this act shall be declared unconstitutional such determination shall in no way effect the remaining portion of this act.

Senator Shevin also offered the following amendment which was adopted:

In title, line 23, page 1, prior to "providing an effective date," insert: "; by adding thereto a new subsection (4) setting forth legislative intent, as well as the right of the United States government to immediate possession of said lands and setting forth conditions under which the conveyance authorized herein shall become absolute; providing a severability clause;

On motion by Senator Shevin, the rules were waived and SB 1186 as amended was read the third time by title, passed and ordered immediately certified to the House after engrossing. The vote was: Yeas—44 Nays—None

Mr. President	de la Parte	Knopke	Shevin
Askew	Ducker	Lane	Slade
Bafalis	Fincher	McClain	Stolzenburg
Barron	Friday	Myers	Stone
Beaufort	Gong	Plante	Thomas
Bell	Gunter	Pope	Trask
Bishop	Haverfield	Poston	Weber
Boyd	Henderson	Reuter	Weissenborn
Broxson	Hollahan	Saunders	Williams
Chiles	Horne	Sayler	Wilson
Daniel	Johnson	Scarborough	Young

SB 1370—A bill to be entitled An act relating to the Tortugas shrimp beds; amending section 370.151, Florida Statutes, to redescribe the boundaries of the Tortugas shrimp bed; repealing section 370.151(3), Florida Statutes; repealing section 370.151(5), Florida Statutes; providing bait shrimping regulations; providing an effective date.

Was taken up and read the second time by title.

The Committee on Natural Resources and Conservation offered the following amendment which was adopted on motion by Senator Friday:

In Section 1, line 12, page 2, strike "51' " and insert: 54'

The Committee on Natural Resources and Conservation also offered the following amendment which was adopted on motion by Senator Friday:

In Section 1, lines 19-20, page 2, strike ", twenty-two minutes, thirty seconds (82° 22' 30'") and insert the following: (82° 00' 00'")

The Committee on Natural Resources and Conservation also offered the following amendment which was adopted on motion by Senator Friday:

In Section 1, line 13, page 4, strike "or" and insert: of

The Committee on Natural Resources and Conservation also offered the following amendment which was adopted on motion by Senator Friday:

In Section 1, line 25, page 4, strike "or" and insert: of the

The President presiding.

On motion by Senator Friday, the rules were waived and SB 1370 as amended was read the third time by title, passed and ordered engrossed. The vote was: Yeas—44 Nays—None

Mr. President	Deeb	Knopke	Scarborough
Askew	Ducker	Lane	Shevin
Bafalis	Fincher	McClain	Slade
Barron	Friday	Myers	Stone
Barrow	Gong	Ott	Thomas
Beaufort	Gunter	Plante	Trask
Bell	Haverfield	Pope	Weber
Bishop	Henderson	Poston	Weissenborn
Boyd	Hollahan	Reuter	Williams
Broxson	Horne	Saunders	Wilson
Daniel	Johnson	Sayler	Young

The following communications were read for the information of the Senate:

Honorable John E. Mathews
President of Florida Senate
Capitol

May 15, 1970

Dear Mr. President:

As the duties of Minority Leader will entail a great deal of time consuming activities in the days ahead, I must request that you remove me from the Committee on Conservation and Natural Resources at this time, realizing that most of the work of that committee is behind us already.

I know you will give all consideration to replacing me with another conservation minded member of my Party, and appreciate and thank you in advance for your help in this matter.

Very sincerely,
Warren S. Henderson
Senator, 32nd District

Honorable John E. Mathews
President of Florida Senate

May 15, 1970

Yeas—25

Dear Mr. President:

Due to my assuming the duties of the Minority Leader, and the additional work load that it will entail, I feel I must request that you give me some relief from my committee duties in the Senate by removing me from those which you feel would be best.

I now serve on the following committees: 1) Rules and Calendar; 2) Commerce and Licensed Businesses; 3) Conservation and Natural Resources; 4) The Select Committee on Suspensions; 5) The Human Relations Commission.

I will trust your judgment and hope to hear from you in the near future.

Very sincerely,
WARREN S. HENDERSON
Senator, 32nd District

Senator Elmer O. Friday, Jr.
Chairman, Senate Rules Committee

May 20, 1970

Dear Elmer:

I have this day, pursuant to his request, removed Senator Warren Henderson from the Senate Standing Committee on Natural Resources and Conservation and the Senate Select Committee on Executive Suspensions. He is also to be relieved as a member of the Human Relations Commission.

He will be replaced on the Committee on Natural Resources and Conservation by Senator David C. Lane, and I will make the other appointments in due course.

Senator Henderson, as Minority Leader, now automatically becomes a member of the Joint Management Committee.

Sincerely,
JOHN E. MATHEWS, JR.

The Senate resumed—

SPECIAL ORDER

HJR 792—A Joint Resolution proposing an amendment to Section 11 of Article X of the Florida Constitution; providing authority for private use of sovereignty submerged lands only if in the public interest.

Was taken up and read the second time by title.

Senator Bishop offered the following amendment which was adopted:

Line 24, page 1, strike "clearly in the public interest as the same may be defined by general law" and insert the following: in the public interest

On motion by Senator Horne, the rules were waived and time of adjournment was extended until 1:45 P.M.

On motion by Senator Henderson, the rules were waived and HJR 792 as amended was read the third time in full as follows:

HJR 792—A Joint Resolution proposing an amendment to Section 11 of Article X of the Florida Constitution; providing authority for private use of sovereignty submerged lands only if in the public interest.

Be It Resolved by the Legislature of the State of Florida:

That the following proposed amendment of Section 11 of Article X of the Constitution of Florida is agreed to and shall be submitted to the electors of the state for ratification or rejection at the general election to be held in November, 1970:

Section 11. Sovereignty lands.—The title to lands under navigable waters, within the boundaries of the state, which have not been alienated, including beaches below mean high water lines, is held by the state, by virtue of its sovereignty, in trust for all the people. Sale or private use of portions of such lands may be authorized by law, but only when in the public interest.

—and failed to receive the required Constitutional three-fifths affirmative vote of all members elected to the Senate. The vote was:

Askew	Gunter	Reuter	Weissenborn
Bafalis	Haverfield	Saylor	Williams
Bell	Henderson	Shevin	Wilson
de la Parte	Hollahan	Slade	Young
Ducker	Johnson	Stolzenburg	
Friday	Knopke	Stone	
Gong	Ott	Thomas	

Nays—18

Mr. President	Boyd	Lane	Poston
Barron	Broxson	McClain	Trask
Barrow	Daniel	Myers	Weber
Beaufort	Fincher	Plante	
Bishop	Horne	Pope	

Senator Thomas moved that the Senate reconsider the vote by which HJR 792 failed to pass. The motion went over under the rule.

On motion by Senator Friday, the rules were waived and the Senate proceeded to the consideration of—

MEMORIALS ON SECOND READING

SM 1386—A memorial to the President of the United States to express support for the success of the 1970 White House Conferences on Children and Youth.

WHEREAS, the White House Conferences on Children and Youth have been convened every tenth year since 1909 by the President of the United States, and

WHEREAS, the White House Conferences on Children and Youth have provided a valuable and constructive airing of the problems of children and young people, and

WHEREAS, significant solutions to many problems of children and young people have been implemented from recommendations of the White House Conferences on Children and Youth, NOW, THEREFORE,

Be It Resolved by the Legislature of the State of Florida:

That the President of the United States is hereby requested to make every effort, as have his predecessors, to insure the meaningful success of the 1970 White House Conferences on Children and Youth.

BE IT FURTHER RESOLVED that copies of this memorial be dispatched to the President of the United States, the Secretary of Health, Education, and Welfare, the National Director of the 1970 White House Conferences on Children and Youth, and to each member of the Florida delegation to the United States Congress.

Was taken up and read the second time in full. On motion by Senator Johnson, SM 1386 was adopted and certified to the House. The vote was: Yeas—44 Nays—None

Mr. President	Deeb	Johnson	Shevin
Askew	de la Parte	Knopke	Slade
Bafalis	Ducker	Lane	Stolzenburg
Barron	Fincher	McClain	Stone
Barrow	Friday	Myers	Thomas
Beaufort	Gong	Ott	Trask
Bell	Gunter	Plante	Weber
Bishop	Haverfield	Pope	Weissenborn
Boyd	Henderson	Poston	Williams
Broxson	Hollahan	Reuter	Wilson
Daniel	Horne	Saylor	Young

SM 1097 was taken up, together with:

By the Committee on Constitutional Amendments and Revision—

CS for SM 1097—A memorial to the Congress of the United States requesting Congress to call a convention for the purpose of proposing an amendment to the Constitution of the United States pertaining to eight-year terms for judges of the Supreme Court thereof.

WHEREAS, the government of the United States is structured upon a system of checks and balances so that no branch.

thereof may exercise authority unbridled by restraint from another branch thereof, and

WHEREAS, members of the Congress of the United States and the President of the United States and the Vice-President thereof are required at intervals of no longer than six years to submit their records of performance to the vote of the electorate, and

WHEREAS, in the case of the Presidency, even the vote of the electorate has been limited by a constitutional amendment ratified by the people in 1951 which permits the election of a person to no more than two consecutive four-year terms of service, and

WHEREAS, in contrast to the foregoing, the ultimate judicial power of the United States is vested in the Supreme Court and its judges are appointed to serve during good behavior, permitting no review or reprimand of their administration of such offices by any balancing authority and permitting them to retain their offices indefinitely, subject to termination only by death, resignation, or impeachment, and

WHEREAS, although the traditional recognized balance of power has been vested in three separate and independent branches of government with checks and balances on each, and exception has now become apparent in that the Judges of the United States Supreme Court in reality answer to no one for their actions, NOW, THEREFORE,

Be It Resolved by the Legislature of the State of Florida:

That the Florida Legislature respectfully applies to the Congress of the United States to call a convention for the sole purpose of proposing the following article as an amendment to the Constitution of the United States:

The judges of the Supreme Court shall hold their offices for terms of eight (8) years. On the expiration of a term, a judge shall be eligible for another term upon receiving the consent of the Senate, as in the case of original appointment. Judges in office on the effective date of this provision shall hold their offices for terms of eight (8) years from that date and shall be eligible for succeeding terms as provided above.

BE IT FURTHER RESOLVED that if the Congress shall have proposed an amendment to the Constitution identical with that contained in this memorial prior to January 1, 1975, this application for a convention shall no longer be of any force or effect.

BE IT FURTHER RESOLVED that copies of this memorial be dispatched forthwith to the President of the United States, to the Vice-President of the United States as presiding officer of the United States Senate, to the Speaker of the United States House of Representatives, and to each member of the Florida delegation to the United States Congress.

—which was read the first time in full and SM 1097 was laid on the table.

On motion by Senator Askew, the rules were waived and CS for SM 1097 was read the second time in full, adopted and certified to the House. The vote was: Yeas—44 Nays—None

Mr. President	Deeb	Johnson	Shevin
Askew	de la Parte	Knopke	Slade
Bafalis	Ducker	Lane	Stolzenburg
Barron	Fincher	McClain	Stone
Barrow	Friday	Myers	Thomas
Beaufort	Gong	Ott	Trask
Bell	Gunter	Plante	Weber
Bishop	Haverfield	Pope	Weissenborn
Boyd	Henderson	Poston	Williams
Broxson	Hollahan	Reuter	Wilson
Daniel	Horne	Sayler	Young

SM 1260—A memorial to the Congress of the United States urging the early adoption of a program of Federal Revenue Sharing with the States of revenue derived from Federal taxation of income.

Whereas, conservation, education, law enforcement, and transportation are problems which have placed tremendous financial burdens upon each of the nation's 50 states; and

Whereas, the future growth and progress of this country are dependent upon the states' foursquare meeting and solving the problems presently facing them; and

Whereas, the proposal that the Federal Government rebate to the states a fair portion of revenue collected and realized from the Federal taxation of income has long been studied and debated; and

Whereas, the Congress of the United States has at its disposal adequate means to facilitate and implement procedures to assure the states a fair sharing in all revenues collected by the Federal Government pursuant to Federal taxation of income; NOW, THEREFORE,

Be It Resolved by the Legislature of the State of Florida:

That this legislature respectfully petitions the Congress of the United States to promulgate legislation or, in the alternative, to institute all necessary procedures to amend the Constitution of the United States so as to provide that a fair portion of the Federal taxes collected in each of the states pursuant to the Federal taxation of incomes of persons, associations, and incorporations shall be returned to the respective states to be utilized in the discretion of the state.

BE IT FURTHER RESOLVED that copies of this memorial shall be dispatched to the President of the United States; to the President of the United States Senate; to the Speaker of the United States House of Representatives; to the ablest congressional delegation in the United States Congress, the Florida Delegation; to the Governor of the great State of Florida; and to the presiding officers of all state legislative bodies.

Was taken up and read the second time in full. On motion by Senator Weissenborn, SM 1260 was adopted and certified to the House. The vote was: Yeas—44 Nays—None

Mr. President	Deeb	Johnson	Shevin
Askew	de la Parte	Knopke	Slade
Bafalis	Ducker	Lane	Stolzenburg
Barron	Fincher	McClain	Stone
Barrow	Friday	Myers	Thomas
Beaufort	Gong	Ott	Trask
Bell	Gunter	Plante	Weber
Bishop	Haverfield	Pope	Weissenborn
Boyd	Henderson	Poston	Williams
Broxson	Hollahan	Reuter	Wilson
Daniel	Horne	Sayler	Young

SM 1452—A memorial to the congress of the United States to enact the Equal Rights Amendment.

WHEREAS, all citizens, regardless of their sex, should be treated as equals by the laws of the land; and

WHEREAS, the United State Constitution, through omission, does not clearly grant equality as citizens to women; and

WHEREAS, some one thousand statutes of the fifty states discriminate between citizens on the basis of sex; and

WHEREAS, the United States Supreme Court has refused to apply the constitutional guarantee of "equal protection of the laws" in cases involving discriminatory distinctions based on sex; and

WHEREAS, both men and women complain of legal discriminations against persons of their sex; and

WHEREAS, both men and women complain of special advantages granted by law to persons of the opposite sex; and

WHEREAS, the proposed equal rights amendment to the United States Constitution would eliminate differences in legal rights and responsibilities between the sexes, thus giving unfair advantage to neither; and

WHEREAS, the members of this legislative body are aware of the need to resolve this conflict through such an amendment.

Be It Resolved by the Legislature of the State of Florida:

That the congress of the United States is hereby requested to pass the equal rights amendment, which states: "Equality of

rights under the law shall not be denied or abridged by the United States or by any state on account of sex."

BE IT FURTHER RESOLVED that copies of this memorial be dispatched to the president of the United States, to the president of the United States Senate, to the speaker of the United States House of Representatives, and to each member of the Florida delegation to the United States Congress.

Was taken up and read the second time in full. On motion by Senator Gong, SM 1452 was adopted and certified to the House. The vote was: Yeas—44 Nays—None

Mr. President	Deeb	Johnson	Shevin
Askew	de la Parte	Knopke	Slade
Bafalis	Ducker	Lane	Stolzenburg
Barron	Fincher	McClain	Stone
Barrow	Friday	Myers	Thomas
Beaufort	Gong	Ott	Trask
Bell	Gunter	Plante	Weber
Bishop	Haverfield	Pope	Weissenborn
Boyd	Henderson	Poston	Williams
Broxson	Hollahan	Reuter	Wilson
Daniel	Horne	Sayler	Young

SM 1403—A Memorial to the Congress of the United States urging the Congress to review the status of cancer research appropriations; to adjust those appropriations consistently with the significance of the cancer menace; and to provide for and accelerate a ten-year intensive national commitment to the achievement of a cure for cancer.

WHEREAS, the ravages of cancer are steadily increasing and taking a toll of more than 300,000 American lives each year, and

WHEREAS, it is incident and necessary to the health and longevity of mankind that this dread disease be curtailed and eliminated, and

WHEREAS, the 1971 Budget, which is currently before the Congress of the United States contains a request for only \$202,000,000.00 for cancer research, and

WHEREAS, The President's Scientific Advisory Committee and a distinguished panel of the National Academy of Sciences has stated that in order to maintain the effectiveness of cancer research programs being conducted by the National Institute of Health an appropriation in the neighborhood of \$244,000,000.00 is needed for research in 1971, NOW, THEREFORE

Be It Resolved by the Legislature of the State of Florida:

That the Congress of the United States is urged to lend its every effort to the end that a definite commitment to the conquering of cancer be made a national priority and that an adequate sum be appropriated over the next ten fiscal years for the National Cancer Research Program.

BE IT FURTHER RESOLVED that copies of this Memorial be dispatched to the President of the United States, to the President and each member of the United States Senate, and to the Speaker and each member of the United States House of Representatives.

Was taken up and read the second time in full. On motion by Senator Johnson, SM 1403 was adopted and certified to the House. The vote was: Yeas—44 Nays—None

Mr. President	Deeb	Johnson	Shevin
Askew	de la Parte	Knopke	Slade
Bafalis	Ducker	Lane	Stolzenburg
Barron	Fincher	McClain	Stone
Barrow	Friday	Myers	Thomas
Beaufort	Gong	Ott	Trask
Bell	Gunter	Plante	Weber
Bishop	Haverfield	Pope	Weissenborn
Boyd	Henderson	Poston	Williams
Broxson	Hollahan	Reuter	Wilson
Daniel	Horne	Sayler	Young

Consideration of SM 1280 was deferred, the bill retaining its place on the Calendar.

HM 3995—A memorial to the Congress of the United States requesting the appropriation of funds for precision radar

equipment and the lengthening of the I.L.S. runway at the Tallahassee Municipal Airport.

WHEREAS, Tallahassee is the capital city of Florida, and its municipal airport is the only facility available for air traffic into and from this vital center of state government, and

WHEREAS, the Tallahassee Municipal Airport has attained a level of air traffic density which requires precision radar equipment to operate at a maximum level of safety and efficiency according to the standards of the Federal Aviation Administration, and

WHEREAS, the said airport is now without such equipment and thus is not adequately equipped to safely regulate the flow of air traffic, and

WHEREAS, the Federal Aviation Administration has requested the Congress to appropriate funds for this much-needed equipment, and

WHEREAS, the longest runway at said airport, the Instrument Landing System (I.L.S.) runway, will not accommodate certain modern transcontinental commercial passenger aircraft and is barely long enough for the safe operation of certain airliners currently using said runway, and

WHEREAS, on September 18, 1969, a commercial passenger aircraft ran off the end of the I.L.S. runway, subjecting the passengers aboard said aircraft to possible severe bodily harm and practically closing the airport for a number of hours and the functions of state and local government were greatly inconvenienced thereby, and

WHEREAS, the commercial airlines and pilots serving Tallahassee have requested a lengthening of the I.L.S. runways to adequately insure the safety of their passengers, NOW, THEREFORE,

Be It Resolved by the Legislature of the State of Florida:

That the Congress of the United States is hereby requested to immediately appropriate funds to provide precision radar equipment and lengthening of the Instrument Landing System runway at the Tallahassee Municipal Airport so as to enhance the safety of those persons using said airport and to promote maximum efficiency from the airport's facilities.

BE IT FURTHER RESOLVED that copies of this memorial be dispatched to the president of the United States, to the president of the United States senate, to the speaker of the United States house of representatives, and to each member of the Florida delegation to the United States Congress.

Was taken up and read the second time in full.

Senators Sayler and Horne offered the following amendment which was adopted on motion by Senator Horne:

Beginning with line 9, page 1, strike everything that is written insert the following: Whereas, the Tallahassee Municipal Airport is a safe and well-maintained facility, and

Whereas, air traffic into Florida's Capital City is and has been increasing at a phenomenal rate, and

Whereas, radar and a longer runway will further enhance safety and reduce traffic delays, and

Whereas, the objective of the Federal Aviation Administration is to have radar installed and operating within two years from the time Congress appropriates funds and to extend the main runway, Now, therefore,

Be It Resolved by the Legislature of the State of Florida:

That the Congress of the United States is urgently requested to appropriate the funds necessary to achieve the objective of the Federal Aviation Administration regarding Tallahassee Municipal Airport.

Be It Further Resolved that copies of this memorial be sent to the President of the United States Senate and to the Speaker of the United States House of Representatives and to the members of the Florida delegation in the United States Congress.

Senators Sayler and Horne also offered the following amendment which was adopted on motion by Senator Horne:

In title, lines 6-8, page 1, strike "precision radar equipment and the lengthening of the I.L.S. runway at the Tallahassee Municipal Airport." and insert the following: the installation of radar equipment and the extension of the main runway in accordance with Federal Aviation Administration objectives regarding the Tallahassee Municipal Airport.

On motion by Senator Sayler, HM 3995 as amended was read in full, adopted and certified to the House. The vote was: Yeas—44 Nays—None

Mr. President	Bishop	Fincher	Horne
Askew	Boyd	Friday	Johnson
Bafalis	Broxson	Gong	Knopke
Barron	Daniel	Gunter	Lane
Barrow	Deeb	Haverfield	McClain
Beaufort	de la Parte	Henderson	Myers
Bell	Ducker	Hollahan	Ott

Plante
Pope
Poston
Reuter

Sayler
Shevin
Slade
Stolzenburg

Stone
Thomas
Trask
Weber

Weissenborn
Williams
Wilson
Young

CO-INTRODUCERS

By permission, Senator Hollahan was recorded as a co-introducer of SB 1186.

By permission, Senator Broxson was recorded as a co-introducer of SB 1395.

By permission, Senator Williams was recorded as a co-introducer of SB 271.

The hour of adjournment having arrived, a point of order was called and the Senate adjourned at 2:54 p.m. to reconvene at 8:30 a.m., Friday, May 22, 1970.